

and the Courthouse State Office Building in Austin shall pass through said Bureau; providing for the personnel of such Bureau; providing for bonds for personnel of such Bureau; providing an appropriation for a revolving fund; repealing all laws in conflict, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 14, "An Act to amend Article 7043, of the Revised Civil Statutes of Texas of 1925, as amended by Chapter 23, Acts of the Third Called Session, Forty-first Legislature, as amended by Chapter 32, Acts of the Second Called Session, Forty-second Legislature, relating to ascertaining tax rate; and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 43, "An Act creating the Special Ninth District Court of Montgomery County, Waller County, Polk County, and San Jacinto County, Texas, prescribing its jurisdiction, limiting its existence, fixing its terms; providing for the appointment of a judge thereof, fixing his compensation, making an appropriation for the same, prescribing his powers and duties; providing for the transfer of cases from the Ninth Judicial District Court to said Special Ninth District Court and from said Special Ninth District Court to the Court of the Ninth Judicial District; providing for the district clerks of Montgomery County, Waller County, Polk County, and San Jacinto County and their successors in office to be the clerks for said Special Ninth District Court in their respective counties; providing a seal for said Special Ninth District Court; providing that if any Section of this Act be held un-

constitutional or invalid for any reason, the same shall not impair or affect the remaining sections or provisions, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

SEVENTY-SECOND DAY

(Wednesday, May 31, 1933)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Greathouse.
Adamson.	Griffith.
Aikin.	Haag.
Alexander.	Hankamer.
Alsup.	Harman.
Anderson	Harris.
of Bexar.	Harrison.
Anderson	Hartzog.
of Johnson.	Head.
Baker.	Hester.
Barrett.	Hicks.
Barron.	Hill of Webb.
Beck.	Hodges.
Bedford.	Holekamp.
Bourne.	Holland.
Bradley.	Holloway.
Burns.	Hoskins.
Butler.	Huddleston.
Calvert.	Hughes.
Camp.	Hunt.
Canon.	Hyder.
Cathey.	Jackson.
Caven.	James.
Celaya.	Jefferson.
Chastain.	Johnson
Clayton.	of Anderson.
Colson.	Johnson
Coombes.	of Dimmit.
Cowley.	Jones of Atascosa.
Crossley.	Jones of Runnels.
Daniel.	Jones of Shelby.
Davidson.	Kayton.
Dean.	Kyle of Hays.
Devall.	Kyle of Palo Pinto.
Dunlap.	Laird.
Dunagan.	Latham.
Dwyer.	Lemens.
Engelhard.	Leonard.
Fain.	Lindsey.
Few.	Long.
Ford.	Lotief.
Fuchs.	Mackay.
Glass.	Magee.
Golson.	McClain.
Good.	McCullough.
Goodman.	McGregor.
Graves.	McKee.

Metcalf.	Russell.
Mitcham.	Savage.
Moffett.	Scarborough.
Moore.	Scott.
Morrison.	Shannon.
Morse.	Shults.
Munson.	Smith.
Nicholson.	Stanfield.
Palmer.	Steward.
Parkhouse.	Stinson.
Patterson.	Stovall.
Pavlica.	Sullivant.
Pope.	Tarwater.
Puryear.	Tennyson.
Ratliff.	Thomas.
Ray.	Tillery.
Reader.	Townsend.
Reed of Bowie.	Turlington.
Reed of Dallas.	Van Zandt.
Renfro.	Vaughan.
Riddle.	Wagstaff.
Roberts.	Walker.
Rogers of Hunt.	Wells.
Rogers	Winningham.
of Ochiltree.	Wood.
Rollins.	Young.
Ross.	

Absent

Duvall.	Ramsey.
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Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

A quorum was announced present.
Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVE OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Merritt for today and tomorrow, on motion of Mr. Jackson.

HOUSE BILL NO. 896 WITH SENATE AMENDMENTS

The Speaker laid before the House, for consideration at this time, with Senate amendments,

H. B. No. 896, A bill to be entitled "An Act amending Article 7005, of the Revised Civil Statutes, as amended by Acts of 1931, Forty-second Legislature, page 852, Chapter 360, paragraph 1, including the County of Matagorda, as one of the Counties exempt from the provisions of Title 121, from all laws regulating the inspection of hides and animals."

The Speaker laid the bill before the House, with the Senate amendments.

The House concurred in the Senate amendments by the following vote:

Yeas—103

Adamson.	Jones of Runnels.
Aikin.	Jones of Shelby.
Alexander.	Kayton.
Alsup.	Kyle of Hays.
Baker.	Kyle of Palo Pinto.
Barrett.	Laird.
Barron.	Latham.
Bedford.	Lemens.
Bourne.	Lindsey.
Bradley.	Lotief.
Burns.	McClain.
Calvert.	McCullough.
Canon.	Metcalf.
Cathey.	Mitcham.
Celaya.	Moffett.
Chastain.	Moore.
Clayton.	Morrison.
Cowley.	Morse.
Daniel.	Munson.
Davidson.	Patterson.
Dean.	Pavlica.
Dunlap.	Puryear.
Dunagan.	Ratliff.
Engelhard.	Ray.
Fain.	Reader.
Few.	Reed of Bowie.
Ford.	Reed of Dallas.
Glass.	Renfro.
Golson.	Riddle.
Good.	Roberts.
Goodman.	Rogers of Hunt.
Haag.	Rogers
Hankamer.	of Ochiltree.
Harris.	Rollins.
Head.	Russell.
Hester.	Savage.
Hicks.	Scarborough.
Hill of Webb.	Scott.
Hodges.	Shannon.
Holekamp.	Shults.
Holland.	Stinson.
Holloway.	Sullivant.
Huddleston.	Tarwater.
Hughes.	Thomas.
Hunt.	Tillery.
Hyder.	Townsend.
Jackson.	Turlington.
James.	Wagstaff.
Johnson	Walker.
of Anderson.	Wells.
Johnson	Winningham.
of Dimmit.	Wood.
Jones of Atascosa.	Young.

Present—Not Voting

Magee.

Absent

Anderson	Butler.
of Bexar.	Camp.
Anderson	Caven.
of Johnson.	Colson.
Beck.	Coombes.

Crossley.	McGregor.
Devall.	McKee.
Duvall.	Nicholson.
Dwyer.	Palmer.
Fuchs.	Parkhouse.
Graves.	Pope.
Greathouse.	Ramsey.
Griffith.	Ross.
Harman.	Smith.
Harrison.	Stanfield.
Hartzog.	Steward.
Hoskins.	Stovall.
Jefferson.	Tennyson.
Leonard.	Van Zandt.
Long.	Vaughan.
Mackay.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

SENATE BILL NO. 567 ON SECOND
READING

Mr. Harris moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, for consideration at this time,

S. B. No. 567, A bill to be entitled "An Act reorganizing and changing the terms of court for the Thirtieth Judicial District by amending Subdivision 30, of Article 199, Revised Civil Statutes of 1925; validating service and process; and declaring an emergency."

The motion prevailed.

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Senate Bill No. 567 was then passed to third reading.

SENATE BILL NO. 567 ON THIRD
READING

Mr. Harris moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 567 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102

Adamson.	Beck.
Aikin.	Bedford.
Alsup.	Bourne.
Anderson	Bradley.
of Johnson.	Burns.
Baker.	Calvert.
Barrett.	Camp.
Barron.	Canon.

Cathey.	Lemens.
Chastain.	Magee.
Clayton.	McClain.
Cowley.	McCullough.
Daniel.	McGregor.
Davidson.	Metcalfe.
Dean.	Mitcham.
Devall.	Moffett.
Dunagan.	Moore.
Engelhard.	Morrison.
Fain.	Morse.
Few.	Munson.
Ford.	Nicholson.
Fuchs.	Pavlica.
Glass.	Pope.
Golson.	Puryear.
Goodman.	Ratliff.
Graves.	Ray.
Greathouse.	Reed of Bowie.
Griffith.	Reed of Dallas.
Haag.	Renfro.
Hankamer.	Riddle.
Harris.	Roberts.
Harrison.	Rogers of Hunt.
Hartzog.	Rollins.
Head.	Russell.
Hester.	Savage.
Hill of Webb.	Scarborough.
Holekamp.	Shannon.
Holloway.	Shults.
Hoskins.	Stinson.
Huddleston.	Stovall.
Hughes.	Sullivant.
Hyder.	Tarwater.
Jackson.	Thomas.
James.	Townsend.
Johnson	Turlington.
of Dimmit.	Vaughan.
Jones of Atascosa.	Wagstaff.
Jones of Shelby.	Walker.
Kyle of Hays.	Wells.
Kyle of Palo Pinto.	Winningham.
Laird.	Wood.
Latham.	Young.

Nays—1

Alexander.

Absent

Anderson	Johnson
of Bexar.	of Anderson.
Butler.	Jones of Runnels.
Caven.	Kayton.
Celaya.	Leonard.
Colson.	Lindsey.
Coombes.	Long.
Crossley.	Lotief.
Dunlap.	Mackay.
Duvall.	McKee.
Dwyer.	Palmer.
Good.	Parkhouse.
Harman.	Patterson.
Hicks.	Ramsey.
Hodges.	Reader.
Holland.	Rogers
Hunt.	of Ochiltree.
Jefferson.	Ross.

Scott.
Smith.
Stanfield.
Steward.

Tennyson.
Tillery.
Van Zandt.

Absent—Excused

Fisher.
Hill of Brazoria.
Mathis.

McDougald.
Merritt.
Weinert.

The Speaker then laid Senate Bill No. 567 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—103

Adamson.	Jackson.
Aikin.	James.
Alexander.	Johnson
Alsup.	of Dimmit.
Anderson	Jones of Shelby.
of Johnson.	Kyle of Hays.
Baker.	Kyle of Palo Pinto.
Barrett.	Laird.
Barron.	Latham.
Beck.	Lemens.
Bedford.	Lindsey.
Bourne.	Magee.
Bradley.	McClain.
Burns.	McCullough.
Calvert.	McGregor.
Canon.	McKee.
Cathey.	Metcalfe.
Celaya.	Mitcham.
Chastain.	Moffett.
Clayton.	Moore.
Cowley.	Morrison.
Daniel.	Munson.
Davidson.	Nicholson.
Dean.	Pavlica.
Devall.	Pope.
Dunlap.	Puryear.
Dunagan.	Ratliff.
Engelhard.	Ray.
Fain.	Reed of Bowie.
Few.	Reed of Dallas.
Ford.	Renfro.
Glass.	Riddle.
Golson.	Roberts.
Graves.	Rogers of Hunt.
Greathouse.	Rollins.
Griffith.	Russell.
Haag.	Savage.
Hankamer.	Scarborough.
Harman.	Shannon.
Harris.	Shults.
Hartzog.	Steward.
Head.	Stinson.
Hester.	Stovall.
Hill of Webb.	Sullivant.
Holekamp.	Tarwater.
Hoskins.	Tennyson.
Huddleston.	Thomas.
Hughes.	Tillery.
Hyder.	Townsend.

Turlington.
Vaughan.
Wagstaff.
Walker.

Wells.
Winningham.
Wood.

Absent

Anderson	Jones of Atascosa.
of Bexar.	Jones of Runnels.
Butler.	Kayton.
Camp.	Leonard.
Caven.	Long.
Colson.	Lotief.
Coombes.	Mackay.
Crossley.	Morse.
Duvall.	Palmer.
Dwyer.	Parkhouse.
Fuchs.	Patterson.
Good.	Ramsey.
Goodman.	Reader.
Harrison.	Rogers
Hicks.	of Ochiltree.
Hodges.	Ross.
Holland.	Scott.
Holloway.	Smith.
Hunt.	Stanfield.
Jefferson.	Van Zandt.
Johnson	Young.
of Anderson.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

Mr. Moffett moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m., today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no Member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Moffett, the Sergeant-at-Arms was instructed to bring in all absent Members within the city who are not ill.

SENATE BILL NO. 62 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 62, A bill to be entitled "An Act defining the meaning of practicing law, and prohibiting corporations and all other persons or associations from practicing law in Texas except licensed attorneys of the Bar of Texas, and providing penalties for violation of this Act, and

making any agreement in violation of this Act illegal and unenforceable, and prohibiting the recovery of any compensation rendered in violation of this Act, and declaring an emergency."

The bill was read third time.

Mr. Dean offered the following amendment to the bill:

Amend Senate Bill No. 62 by adding, at the end of Section 2, the following: "Provided, that nothing herein shall prevent notaries public from drawing conveyances for or without compensation."

The amendment was adopted.

Senate Bill No. 62 was then passed.

SENATE BILL NO. 392 ON SECOND READING

Mr. Haag moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, and have placed on its second reading,

S. B. No. 392, A bill to be entitled "An Act authorizing and empowering the State Highway Commission to exchange land or interests heretofore conveyed to the State of Texas either for right of way, or for the use of the people of Texas for camping accommodations and party purposes under the provisions of the Act known and published as Chapter 37, of the General and Special Laws of the First Called Session of the Fortieth Legislature, page 110, for other lands or interests therein adjacent to or accessible from the State highway referred to in said Act, and declaring an emergency."

The motion prevailed.

The Speaker then laid Senate Bill No. 392 before the House; it was read second time, and was passed to third reading.

SENATE BILL NO. 392 ON THIRD READING

Mr. Haag moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 392 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Adamson. Alexander.
Aikin. Alsup.

Anderson
of Johnson.
Baker.
Barrett.
Barron.
Beck.
Bourne.
Bradley.
Burns.
Calvert.
Canon.
Cathey.
Chastain.
Clayton.
Colson.
Cowley.
Crossley.
Daniel.
Davidson.
Dean.
Dunlap.
Dunagan.
Engelhard.
Fain.
Ford.
Fuchs.
Glass.
Golson.
Good.
Greathouse.
Griffith.
Haag.
Hankamer.
Harris.
Hartzog.
Head.
Hester.
Hill of Webb.
Hodges.
Holekamp.
Holland.
Holloway.
Hoskins.
Huddleston.
Hughes.
Hunt.
Hyder.
Jackson.
James.
Johnson
of Anderson.

Johnson
of Dimmit.
Jones of Runnels.
Jones of Shelby.
Kyle of Hays.
Laird.
Latham.
Lotief.
Magee.
McClain.
McCullough.
McKee.
Metcalf.
Mitcham.
Moore.
Morrison.
Morse.
Munson.
Nicholson.
Palmer.
Parkhouse.
Pavlica.
Puryear.
Ratliff.
Ray.
Reader.
Reed of Bowie.
Reed of Dallas.
Renfro.
Riddle.
Roberts.
Rollins.
Ross.
Savage.
Shannon.
Shults.
Smith.
Steward.
Stinson.
Stovall.
Sullivant.
Tarwater.
Tennyson.
Thomas.
Townsend.
Turlington.
Vaughan.
Wagstaff.
Walker.
Weinert.
Wood.

Nays—2

Devall.

Scarborough.

Absent

Anderson
of Bexar.
Bedford.
Butler.
Camp.
Caven.
Celaya.
Coombes.
Duvall.
Dwyer.

Few.
Goodman.
Graves.
Harman.
Harrison.
Hicks.
Jefferson.
Jones of Atascosa.
Kayton.
Kyle of Palo Pinto.

Lemens.	Rogers of Hunt.
Leonard.	Rogers of Ochiltree.
Lindsey.	Russell.
Long.	Scott.
Mackay.	Stanfield.
McGregor.	Tillery.
Moffett.	Van Zandt.
Patterson.	Wells.
Pope.	Winningham.
Ramsey.	Young.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

The Speaker then laid Senate Bill No. 392 before the House on its third reading and final passage.

The bill was read third time, and was passed.

MOTION TO TAKE UP SENATE BILL NO. 163

Mr. Good (for Mr. Kyle of Palo Pinto), moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, for consideration at this time,

S. B. No. 163, A bill to be entitled "An Act to amend Article 2700, Chapter 11, Title 49, of the Revised Civil Statutes of the State of Texas, 1925, relating to the salaries of county superintendents, decreasing the salaries of said county superintendents, providing for office and traveling expenses, providing for the appointment of an assistant for the county superintendent; defining the purpose of the Act and repealing all laws in conflict herewith; and declaring an emergency."

The motion was lost.

RELATIVE TO THE NATIONAL RECOVERY BILL

Mr. McGregor offered the following resolution:

H. C. R. No. 111, Relative to the National Recovery Bill.

Whereas, There is now pending in the United States Congress a certain bill, known as the National Recovery Bill, sponsored by the President of the United States, and being supported by the National Democrats; and

Whereas, Title 1, of said bill, deals with industrial recovery as embraced in the declaration of policy under said Title 1; and

Whereas, Title 2, of said bill, deals with public works and construction projects; and

Whereas, Such bill in its entirety seeks to promote the general welfare and public interest of all the people of the United States; and

Whereas, Texas is vitally interested in the passage of such bill and desirous of co-operating with the President of the United States, and with its Congress; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the State of Texas hereby assents to and approves the policy and policies set forth in the National Industrial Recovery Act, and in all parts thereof, and hereby expresses its desire and purpose to co-operate with the President and the Congress, in carrying out the purposes and provisions of such National Industrial Recovery Act, and hereby consents that the President of the United States may utilize the services of the State and local officers of the State of Texas, as he may find necessary; and may prescribe their authorities, duties, and responsibilities to carry out the provisions and to effectuate the policies of such National Industrial Recovery Act in all of its purposes and provisions, and hereby consents and assents to such purposes and provisions.

Signed—McGregor, Dean, Anderson of Bexar, Russell, Stinson, McClain, Long, Wagstaff, Griffith, Riddle, Ford, Crossley, Turlington, Renfro, Reader, Jones of Atascosa, Engelhard, Clayton, Butler, Hill of Webb, Tarwater, Rogers of Ochiltree, Dwyer, Colson, Davidson, Nicholson, Pope, Steward, Celaya, Coombes, Laird, Good, Haag, Hyder, Alexander, Cathey, Holloway, Latham, Morse, Baker, Thomas, McCullough, Smith, Hughes, Adamson, Savage, Hankamer, Dunlap, Parkhouse, Shannon, Devall, Hicks, Calvert, Jackson, Pavlica, Hester, Chastain, Harrison, Golson, Van Zandt.

The resolution was read second time.

Mr. McGregor moved that further consideration of the resolution be postponed until 2 o'clock p. m., today, and that the resolution be mimeographed and placed on the desks of the Members by 2 o'clock p. m., today.

Mr. Daniel moved that the resolution be referred to the Committee on Judiciary, with instructions that it be

reported back to the House by 2 o'clock p. m., today.

Question first recurring on the motion by Mr. McGregor, it prevailed.

Mr. Burns moved to reconsider the vote by which the motion by Mr. McGregor prevailed.

Question recurring on the motion to reconsider, it was lost by the following vote:

Yeas—57

Adamson.	Johnson of Dimmit.
Alsup.	Jones of Runnels.
Anderson	Kyle of Hays.
of Johnson.	Kyle of Palo Pinto.
Barrett.	Lindsey.
Barron.	Lotief.
Beck.	Mackay.
Bedford.	Magge.
Bourne.	McKee.
Bradley.	Metcalfe.
Burns.	Mitcham.
Butler.	Moore.
Calvert.	Munson.
Camp.	Palmer.
Canon.	Puryear.
Chastain.	Ray.
Crossley.	Reed of Bowie.
Daniel.	Reed of Dallas.
Engelhard.	Rogers of Hunt.
Fain.	Rollins.
Few.	Scarborough.
Fuchs.	Scott.
Glass.	Shults.
Graves.	Sullivan.
Hodges.	Thomas.
Hoskins.	Turlington.
Hughes.	Vaughan.
Hunt.	Wells.
Jefferson.	Winningham.

Nays—64

Aikin.	Hicks.
Alexander.	Hill of Webb.
Anderson	Holekamp.
of Bexar.	Holland.
Baker.	Holloway.
Cathey.	Huddleston.
Celaya.	Hyder.
Clayton.	Jackson.
Colson.	James.
Coombes.	Johnson
Davidson.	of Anderson.
Dean.	Jones of Atascosa.
Dwyer.	Jones of Shelby.
Ford.	Kayton.
Golson.	Laird.
Good.	Latham.
Goodman.	Lemens.
Griffith.	McClain.
Haag.	McCullough.
Hankamer.	McGregor.
Harris.	Morrison.
Hartzog.	Morse.
Hester.	Nicholson.

Parkhouse.
Pavlica.
Pope.
Ratliff.
Reader.
Renfro.
Riddle.
Russell.
Savage.
Shannon.

Smith.
Steward.
Stinson.
Tarwater.
Tennyson.
Tillery.
Wagstaff.
Walker.
Weinert.
Wood.

Present—Not Voting

Devall.

Absent

Caven.	Patterson.
Cowley.	Ramsey.
Dunlap.	Roberts.
Dunagan.	Rogers
Duvall.	of Ochiltree.
Greathouse.	Ross.
Harman.	Stanfield.
Harrison.	Stovall.
Head.	Townsend.
Leonard.	Van Zandt.
Long.	Young.
Moffett.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 283, "An Act to amend Sections 2 and 3-a, of an Act passed by the Legislature of Texas, February 26, 1929, House Bill No. 153, relating to title insurance business and the capital stock of corporations doing such business, and to prohibit such corporations guaranteeing mortgages; and declaring an emergency."

S. B. No. 514, "An Act to prohibit the taking, killing, or possession of wild fox for the purpose of barter or sale, and prohibiting the use of steel traps for taking fur-bearing animals in certain counties; and declaring an emergency."

S. B. No. 191, "An Act authorizing school trustees to issue interest-bearing warrants in payment of salaries of employes; specifying that the rate of interest shall not exceed 6 per cent per annum; limiting the amount of warrants to be issued; providing for official notice of the issuance of such warrants, and for official notice when

these warrants can be cashed; giving such warrants preference over ones issued for purposes other than payment of salaries; and declaring an emergency."

S. B. No. 546, "An Act creating and validating Cameron County Water Control and Improvement District No. 19, in Cameron County, Texas, under the provisions of Section 59, of Article XVI, of the Constitution of Texas, for the purposes of the control, storing, preservation, and distribution of its waters and flood waters; etc.; and declaring an emergency."

H. B. No. 256, "An Act appropriating three million dollars (\$3,000,000) per year, or so much thereof as may be necessary, for the next two (2) fiscal years, for the purpose of promoting the public school interests of rural schools and equalizing the school opportunities afforded by the State to all children of scholastic age living in small and financially weak districts, attaching conditions, regulations, and limitation relative thereto, authorizing aid to such schools in accordance with the conditions herein specified; providing for the maintenance of all rural schools which meet the requirements of this Act a term of certain length; providing assistance for rural schools that will afford instruction and demonstration in home and farm vocations; providing for the use of an amount not to exceed a certain sum for the payment each year of the biennium of high school tuition of rural school pupils according to the provisions of Chapter 181, of the General Laws of the Fortieth Legislature, Regular Session, as amended by Senate Bill No. 10, passed at the First Called Session of the Forty-first Legislature, and further amended by Senate Bill No. 41, Chapter 20, passed at the First Called Session of the Forty-second Legislature; providing for the payment of transportation aid under certain conditions; providing for penalties for violation of any of the provisions of this Act; providing for the administration of the funds appropriated herein by the State Board of Education and the State Superintendent of Public Instruction; providing for the manner of payment and disbursement of all moneys granted under the provisions of this Act; enacting other provisions necessary and incidental to the provisions of this Act; declaring the rule in event any

provision of this Act is unconstitutional or invalid; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

H. B. No. 560, "An Act providing for the issuance of patents, under certain conditions, to lands and accretions thereto, heretofore claimed by New Mexico to be in that State, but determined by the Supreme Court of the United States, in its decree of April 9, 1928, to be within the State of Texas, and prescribing the considerations and the conditions necessary for the issuance of such patents, and the manner of such issuance and the provisions to be contained in such patents; and declaring an emergency."

H. B. No. 896, "An Act amending Article 7005, of the Revised Civil Statutes of Texas, as amended by Acts of 1933, Forty-third Legislature, House Bill No. 253, including the Counties of Bailey, Garza, Jim Hogg, Matagorda, Nueces, and Parmer in the list of counties exempt from the provisions of Title 121, and all laws regulating the inspection of hides and animals; and declaring an emergency."

SENATE BILL NO. 239 ON SECOND READING

Mr. Sullivant (for Mr. Barrett), moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, for consideration at this time,

S. B. No. 239, A bill to be entitled "An Act providing that the State Board of Control shall furnish proposals to those making application therefor in all cases where contracts are to be made; providing for an annual service charge for placing the names of prospective bidders on the State mailing list; allowing said Board to make a service charge for proposals to those who are not on the mailing list, or to forego such charges, and accept bids, and award contracts where a hardship might be worked on a particular bidder or class of bidders; providing that the amount collected shall be deposited in the State Treasury in the name of the State Board of Control Special Service Account, and used to defray all necessary charges and expenses in connection with the furnishing or sending out of said proposals, and declaring an emergency."

The motion prevailed.

The Speaker then laid the bill before the House; it was read second time, and was passed to third reading.

SENATE BILL NO. 239 ON THIRD READING

Mr. Sullivant moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 239 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—106

Adamson.	Jackson.
Alexander.	James.
Alsup.	Jefferson.
Anderson	Johnson
of Bexar.	of Anderson.
Anderson	Jones of Atascosa.
of Johnson.	Jones of Shelby.
Baker.	Kyle of Hays.
Barrett.	Kyle of Palo Pinto.
Barron.	Laird.
Beck.	Latham.
Bedford.	Lemens.
Bourne.	Lotief.
Burns.	Mackay.
Camp.	Magee.
Canon.	McClain.
Cathey.	McCullough.
Clayton.	McKee.
Colson.	Metcalfe.
Coombes.	Mitcham.
Cowley.	Moffett.
Crossley.	Moore.
Daniel.	Morrison.
Davidson.	Morse.
Dean.	Munson.
Devall.	Nicholson.
Dwyer.	Palmer.
Fain.	Parkhouse.
Ford.	Patterson.
Fuchs.	Pavlica.
Glass.	Purvey.
Golson.	Ratliff.
Good.	Ray.
Graves.	Reader.
Greathouse.	Reed of Bowie.
Griffith.	Reed of Dallas.
Haag.	Rogers of Hunt.
Hankamer.	Rollins.
Hartzog.	Ross.
Head.	Russell.
Hester.	Savage.
Hill of Webb.	Scarborough.
Hodges.	Scott.
Holekamp.	Shannon.
Holland.	Shults.
Holloway.	Stanfield.
Hoskins.	Steward.
Huddleston.	Stinson.
Hughes.	Stovall.
Hunt.	Sullivant.

Thomas.
Tillery.
Townsend.
Turlington.
Vaughan.

Walker.
Weinert.
Wells.
Winningham.
Wood.

Absent

Aikin.	Jones of Runnels.
Bradley.	Kayton.
Butler.	Leonard.
Calvert.	Lindsey.
Caven.	Long.
Celaya.	McGregor.
Chastain.	Pope.
Dunlap.	Ramsey.
Dunagan.	Renfro.
Duvall.	Riddle.
Engelhard.	Roberts.
Few.	Rogers
Goodman.	of Ochiltree.
Harman.	Smith.
Harris.	Tarwater.
Harrison.	Tennyson.
Hicks.	Van Zandt.
Hyder.	Wagstaff.
Johnson	Young.
of Dimmit.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

The Speaker then laid Senate Bill No. 239 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—113

Adamson.	Dwyer.
Alexander.	Fain.
Alsup.	Few.
Anderson	Ford.
of Bexar.	Fuchs.
Anderson	Glass.
of Johnson.	Golson.
Baker.	Good.
Barrett.	Goodman.
Barron.	Graves.
Beck.	Greathouse.
Bedford.	Griffith.
Bourne.	Haag.
Bradley.	Hankamer.
Burns.	Harris.
Butler.	Head.
Camp.	Hester.
Canon.	Hicks.
Cathey.	Hill of Webb.
Clayton.	Hodges.
Cowley.	Holekamp.
Crossley.	Holland.
Daniel.	Hoskins.
Davidson.	Huddleston.
Dean.	Hughes.
Devall.	Hunt.

Jackson.	Purveyar.
James.	Ratliff.
Johnson	Ray.
of Anderson.	Reed of Bowie.
Johnson	Reed of Dallas.
of Dimmit.	Renfro.
Jones of Atascosa.	Riddle.
Jones of Runnels.	Rogers of Ochiltree.
Jones of Shelby.	Rollins.
Kyle of Hays.	Ross.
Kyle of Palo Pinto.	Russell.
Laird.	Savage.
Latham.	Scarborough.
Lemens.	Scott.
Lindsey.	Shannon.
Lotief.	Shults.
Mackay.	Stanfield.
McClain.	Steward.
McCullough.	Stinson.
McKee.	Stovall.
Metcalfe.	Sullivan.
Mitcham.	Tarwater.
Moffett.	Thomas.
Moore.	Tillery.
Morrison.	Townsend.
Morse.	Turlington.
Munson.	Van Zandt.
Nicholson.	Vaughan.
Palmer.	Walker.
Parkhouse.	Wells.
Patterson.	Winningham.
Pavlica.	Wood.
Pope.	

Absent

Aikin.	Hyder.
Calvert.	Jefferson.
Caven.	Kayton.
Celaya.	Leonard.
Chastain.	Long.
Colson.	Magee.
Coombes.	McGregor.
Dunlap.	Ramsey.
Dunagan.	Reader.
Duvall.	Roberts.
Engelhard.	Rogers of Hunt.
Harman.	Smith.
Harrison.	Tennyson.
Hartzog.	Wagstaff.
Holloway.	Young.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

SENATE BILL NO. 171 ON SECOND READING

Mr. Dean moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, and have placed on its second reading, and passage to third reading,

S. B. No. 171, A bill to be entitled "An Act to prohibit the purchase of

motor vehicles by State officers or employes in all cases where no specific appropriation has been made authorizing the same; providing that the Comptroller be prohibited from issuing or paying any warrant in violation of this Act; limiting the price to be paid for any motor vehicle or automobile; and declaring an emergency."

The bill was read second time.

Mr. Dean offered the following committee amendments to the bill:

(1)

Amend Senate Bill No. 171 by striking out all of Section 1, of the bill, and inserting in lieu thereof the following:

"Section 1. That it shall be unlawful for any State officer or employe to purchase or contract for the purchase of any passenger automobile for himself or another to be paid for out of funds of the State of Texas, or for any department thereof, the cost of which passenger automobile exceeds eight hundred and fifty dollars (\$850), inclusive of a trade-in on an older motor vehicle or automobile."

(2)

Amend Senate Bill No. 171 by amending caption to conform to the body of the bill.

The amendments were severally adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Senate Bill No. 171 was then passed to third reading.

SENATE BILL NO. 171 ON THIRD READING

Mr. Dean moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 171 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—106

Alexander.	Barrett.
Alsup.	Barron.
Anderson	Beck.
of Bexar.	Bourne.
Anderson	Burns.
of Johnson.	Butler.
Baker.	Camp.

Canon.	Mackay.
Cathey.	Magee.
Clayton.	McClain.
Coombes.	McCullough.
Cowley.	Metcalfe.
Crossley.	Mitcham.
Daniel.	Moffett.
Davidson.	Moore.
Dean.	Morse.
Devall.	Munson.
Fain.	Nicholson.
Few.	Parkhouse.
Ford.	Pavlica.
Fuchs.	Pope.
Glass.	Puryear.
Golson.	Ratliff.
Good.	Ray.
Goodman.	Reader.
Graves.	Reed of Bowie.
Greathouse.	Reed of Dallas.
Haag.	Renfro.
Hankamer.	Riddle.
Hartzog.	Rogers of Hunt.
Head.	Rogers of Ochiltree.
Hester.	Rollins.
Hicks.	Russell.
Hill of Webb.	Savage.
Hodges.	Scarborough.
Holekamp.	Scott.
Holland.	Shannon.
Holloway.	Shults.
Hoskins.	Stanfield.
Huddleston.	Steward.
Hughes.	Stinson.
Jackson.	Stovall.
James.	Sullivant.
Jefferson.	Tarwater.
Johnson	Thomas.
of Anderson.	Tillery.
Johnson	Townsend.
of Dimmit.	Turlington.
Jones of Atascosa.	Van Zandt.
Jones of Runnels.	Vaughan.
Jones of Shelby.	Walker.
Kyle of Hays.	Weinert.
Latham.	Wells.
Lindsey.	Winningham.
Lotief.	Wood.

Absent

Adamson.	Harrison.
Aikin.	Hunt.
Bedford.	Hyder.
Bradley.	Kayton.
Calvert.	Kyle of Palo Pinto.
Caven.	Laird.
Celaya.	Lemens.
Chastain.	Leonard.
Colson.	Long.
Dunlap.	McGregor.
Dunagan.	McKee.
Duvall.	Morrison.
Dwyer.	Palmer.
Engelhard.	Patterson.
Griffith.	Ramsey.
Harman.	Roberts.
Harris.	Ross.

Smith.	Wagstaff.
Tennyson.	Young.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

The Speaker then laid Senate Bill No. 171 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—105

Adamson.	Johnson
Aikin.	of Anderson.
Alexander.	Jones of Atascosa.
Alsup.	Jones of Runnels.
Anderson	Jones of Shelby.
of Bexar.	Kyle of Hays.
Anderson	Kyle of Palo Pinto.
of Johnson.	Laird.
Baker.	Latham.
Barrett.	Lemens.
Barron.	Lindsey.
Bourne.	Lotief.
Burns.	Mackay.
Butler.	McCullough.
Calvert.	Mitcham.
Camp.	Moffett.
Canon.	Moore.
Cathey.	Morse.
Clayton.	Munson.
Coombes.	Nicholson.
Cowley.	Palmer.
Crossley.	Parkhouse.
Daniel.	Pavlica.
Davidson.	Puryear.
Dean.	Ratliff.
Devall.	Ray.
Dunagan.	Reader.
Dwyer.	Reed of Bowie.
Fain.	Reed of Dallas.
Few.	Renfro.
Ford.	Riddle.
Fuchs.	Rogers of Hunt.
Glass.	Rogers of Ochiltree.
Graves.	Ross.
Griffith.	Russell.
Haag.	Savage.
Hankamer.	Scarborough.
Hartzog.	Scott.
Head.	Shannon.
Hester.	Shults.
Hicks.	Stanfield.
Hill of Webb.	Steward.
Hodges.	Stinson.
Holekamp.	Stovall.
Holland.	Sullivant.
Holloway.	Tarwater.
Huddleston.	Thomas.
Hughes.	Tillery.
Hunt.	Townsend.
Jackson.	Turlington.
James.	Van Zandt.
Jefferson.	Vaughan.

Walker. Winningham.
Wells. Wood.

Absent

Beck.	Johnson of Dimmit.
Bedford.	Kayton.
Bradley.	Leonard.
Caven.	Long.
Celaya.	Magee.
Chastain.	McClain.
Colson.	McGregor.
Dunlap.	McKee.
Duvall.	Metcalfe.
Engelhard.	Morrison.
Golson.	Patterson.
Good.	Pope.
Goodman.	Ramsey.
Greathouse.	Roberts.
Harman.	Rollins.
Harris.	Smith.
Harrison.	Tennyson.
Hoskins.	Wagstaff.
Hyder.	Young.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

SENATE BILL NO. 216 ON SECOND READING

Mr. Graves moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, and have placed on second reading and passage to third reading,

S. B. No. 216, A bill to be entitled "An Act authorizing defendants in felony cases less than capital offenses, with the consent and approval of the court, to waive the right of trial by jury and to be tried by the court; amending Articles 10-a, 11, 12, 658, and 776-a, of the Code of Criminal Procedure of the State of Texas, as amended by the Acts of 1931, by Forty-second Legislature, pages 65 and 66, Chapter 43, so as to make them conform to such right; and to permit the court, under certain conditions and in certain cases, to suspend the sentence of the defendant; providing that when a defendant who is eligible to apply for a suspended sentence has no attorney, the court may appoint an attorney to represent him; providing that if any parts of this Act are held invalid it shall not affect other provisions; repealing all laws in conflict herewith; and declaring an emergency."

The motion prevailed.

Mr. Ratliff offered the following amendments to the bill:

(1)

Amend Senate Bill No. 216, page 1, line 37, Section 1, by adding after the word "Texas," the following: "As amended by the Acts of 1931, by the Forty-second Legislature, page 65, Chapter 43."

(2)

Amend Senate Bill No. 216, page 2, line 31, Section 3, by adding after the word "Texas" the following: "As amended by the Acts of 1931, by the Forty-second Legislature, page 66, Chapter 43."

The amendments were severally adopted.

Mr. Ratliff offered the following amendment to the bill:

Amend Senate Bill No. 216, by adding thereto a new Section, to be known as Section 3-a, to read as follows:

"Section 3-a. Article 658, of the Code of Criminal Procedure of the State of Texas, as amended by the Acts of 1931, by the Forty-second Legislature, pages 66 and 67, Chapter 43, is hereby amended so as to hereafter read as follows:

"Article 658. In each case the judge shall, before the argument begins, deliver to the jury, except where a jury has been waived, a written charge, distinctly setting forth the law applicable to the case; not expressing any opinion as to the weight of the evidence, not summing up the testimony, discussing the facts or using any argument in his charge, calculated to arouse the sympathy or excite the passions of the jury. Before said charge is read to the jury, the defendant or his counsel shall have a reasonable time to examine the same and he shall present his objections thereto in writing, distinctly specifying each ground of objection."

The amendment was adopted.

Mr. Moore offered the following amendment to the bill:

Amend Senate Bill No. 216 by striking out the enacting clause.

The amendment was lost.

Mr. Alexander offered the following amendment to the bill:

Amend Senate Bill No. 216 by adding, at the end of Section 1, page 2,

line 10, the following: "Provided, that the court shall in all such cases appoint counsel to represent the defendant if he shall have no such counsel."

The amendment was adopted.

Senate Bill No. 216 was then passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 216

Mr. Graves moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 216 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—81

Adamson.	Jones of Shelby.
Aikin.	Lemens.
Alexander.	Leonard.
Alsup.	Lindsey.
Anderson	Magee.
of Bexar.	McClain.
Anderson	Metcalf.
of Johnson.	Mitcham.
Barrett.	Moffett.
Barron.	Morse.
Beck.	Nicholson.
Burns.	Parkhouse.
Calvert.	Ratliff.
Camp.	Ray.
Canon.	Reader.
Coombes.	Reed of Bowie.
Cowley.	Riddle.
Daniel.	Rogers of Hunt.
Dean.	Rogers
Dwyer.	of Ochiltree.
Engelhard.	Rollins.
Fain.	Ross.
Few.	Savage.
Ford.	Scarborough.
Glass.	Shannon.
Golson.	Shults.
Good.	Smith.
Graves.	Stanfield.
Haag.	Steward.
Harman.	Stinson.
Harris.	Sullivant.
Harrison.	Tarwater.
Head.	Townsend.
Hester.	Turlington.
Hill of Webb.	Van Zandt.
Hodges.	Vaughan.
Huddleston.	Wagstaff.
Hughes.	Walker.
James.	Weinert.
Johnson	Wells.
of Dimmit.	Winningham.
Jones of Atascosa.	Wood.
Jones of Runnels.	Young.

Nays—43

Baker.	Johnson
Bourne.	of Anderson.
Bradley.	Kayton.
Chastain.	Kyle of Palo Pinto.
Cathey.	Laird.
Colson.	Latham.
Crossley.	Lotief.
Davidson.	Mackay.
Devall.	McCullough.
Dunagan.	McGregor.
Fuchs.	McKee.
Goodman.	Moore.
Greathouse.	Morrison.
Griffith.	Munson.
Hankamer.	Pavlica.
Hicks.	Puryear.
Holekamp.	Reed of Dallas.
Holloway.	Roberts.
Hunt.	Russell.
Hyder.	Scott.
Jackson.	Thomas.
Jefferson.	Tillery.

Absent

Bedford.	Kyle of Hays.
Butler.	Long.
Caven.	Palmer.
Celaya.	Patterson.
Clayton.	Pope.
Dunlap.	Ramsey.
Duvall.	Renfro.
Hartzog.	Stovall.
Holland.	Tennyson.
Hoskins.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

SENATE BILL NO. 504 ON SECOND READING

Mr. Griffith (for Mr. Golson) moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, for consideration at this time,

S. B. No. 504, A bill to be entitled "An Act to prevent fraud and deception in the sale, and offering for sale, of rebuilt electric storage batteries; and prescribing penalties for the violation thereof."

The motion prevailed.

The Speaker then laid the bill before the House; it was read second time, and was passed to third reading.

SENATE BILL NO. 504 ON THIRD READING

Mr. Griffith moved that the constitutional rule, requiring bills to be

read on three several days, be suspended, and that Senate Bill No. 504 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—93

Adamson.	Kyle of Palo Pinto.
Aikin.	Laird.
Alexander.	Latham.
Anderson	Lemens.
of Bexar.	Leonard.
Anderson	Mackay.
of Johnson.	Magee.
Baker.	McClain.
Barrett.	McGregor.
Barron.	McKee.
Beck.	Metcalfe.
Bourne.	Mitcham.
Burns.	Morrison.
Calvert.	Morse.
Camp.	Munson.
Canon.	Parkhouse.
Cathey.	Pavlica.
Chastain.	Puryear.
Coombes.	Ratliff.
Cowley.	Ray.
Crossley.	Reader.
Dean.	Reed of Bowie.
Engelhard.	Reed of Dallas.
Few.	Renfro.
Glass.	Riddle.
Golson.	Roberts.
Good.	Rogers of Hunt.
Goodman.	Rogers
Griffith.	of Ochiltree.
Haag.	Rollins.
Hankamer.	Russell.
Harman.	Shannon.
Harrison.	Shults.
Hartzog.	Smith.
Head.	Steward.
Hester.	Stinson.
Hill of Webb.	Sullivant.
Hodges.	Tarwater.
Holekamp.	Thomas.
Holland.	Tillery.
Huddleston.	Townsend.
Hughes.	Turlington.
Hunt.	Van Zandt.
Hyder.	Walker.
Jackson.	Weinert.
Jefferson.	Wells.
Jones of Runnels.	Winningham.
Jones of Shelby.	Wood.
Kayton.	

Nays—13

Alsup.	Harris.
Davidson.	Hicks.
Devall.	Johnson
Fain.	of Anderson.
Ford.	Lotief.
Fuchs.	Scarborough.
Greathouse.	Scott.

Absent

Bedford.	Kyle of Hays.
Bradley.	Lindsey
Butler.	Long.
Caven.	McCullough.
Celaya.	Moffett.
Clayton.	Moore.
Colson.	Nicholson.
Daniel.	Palmer.
Dunlap.	Patterson.
Dunagan.	Pope.
Duvall.	Ramsey.
Dwyer.	Ross.
Graves.	Savage.
Holloway.	Stanfield.
Hoskins.	Stovall.
James.	Tennyson.
Johnson	Vaughan.
of Dimmit.	Wagstaff.
Jones of Atascosa.	Young.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

The Speaker then laid Senate Bill No. 504 before the House on its third reading and final passage.

The bill was read third time.

Mr. Hartzog offered the following amendment to the bill:

Amend Senate Bill No. 504 by striking out, in line 29, the words: "as used material such as containers," and, in line 30, the words "groups or battery parts."

The amendment was lost.

Senate Bill No. 504 was then passed.

SENATE BILL NO. 145 ON SECOND READING

Mr. Stanfield (for Mr. Ford) moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, for consideration at this time,

S. B. No. 145, A bill to be entitled "An Act making it unlawful to connect to, or tap, or drill into any pipe line, or other conduit through which crude oil, naphtha, gas, casinghead gas, or any of the manufactured or natural products thereof is transported, and declaring such acts to be felonies, prescribing a penalty therefor; and declaring an emergency."

The motion prevailed.

The Speaker then laid the bill before the House; it was read second time, and was passed to third reading.

SENATE BILL NO. 145 ON THIRD
READING

Mr. Stanfield moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 145 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109

Adamson.	Johnson
Aikin.	of Anderson.
Alexander.	Jones of Atascosa.
Alsup.	Jones of Runnels.
Anderson	Jones of Shelby.
of Bexar.	Kyle of Hays.
Anderson	Kyle of Palo Pinto.
of Johnson.	Laird.
Baker.	Latham.
Bedford.	Lemens.
Bourne.	Leonard.
Bradley.	Lindsey.
Burns.	Lotief.
Butler.	Mackay.
Calvert.	McClain.
Camp.	McCullough.
Canon.	Mitcham.
Caven.	Moore.
Colson.	Morrison.
Coombes.	Morse.
Cowley.	Munson.
Daniel.	Nicholson.
Davidson.	Parkhouse.
Dean.	Pavlica.
Devall.	Puryear.
Dunlap.	Ratliff.
Dunagan.	Ray.
Dwyer.	Reader.
Engelhard.	Reed of Bowie.
Fain.	Reed of Dallas.
Few.	Renfro.
Ford.	Roberts.
Fuchs.	Rogers
Glass.	of Ochiltree.
Good.	Rollins.
Goodman.	Russell.
Hankamer.	Savage.
Harman.	Scarborough.
Harrison.	Shannon.
Hartzog.	Shults.
Head.	Smith.
Hester.	Stanfield.
Hicks.	Steward.
Hill of Webb.	Stinson.
Hodges.	Stovall.
Holekamp.	Sullivant.
Holland.	Tarwater.
Holloway.	Tennyson.
Hoskins.	Tillery.
Hughes.	Townsend.
Hyder.	Turlington.
Jackson.	Van Zandt.
James.	Wagstaff.
Jefferson.	Walker.

Weinert.
Wells.
Winningham.

Wood.
Young.

Absent

Barrett.	Kayton.
Barron.	Long.
Beck.	Magee.
Cathey.	McGregor.
Celaya.	McKee.
Chastain.	Metcalfe.
Clayton.	Moffett.
Crossley.	Palmer.
Duvall.	Patterson.
Golson.	Pope.
Graves.	Ramsey.
Greathouse.	Riddle.
Griffith.	Rogers of Hunt.
Haag.	Ross.
Harris.	Scott.
Huddleston.	Thomas.
Hunt.	Vaughan.
Johnson	
of Dimmit.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

The Speaker then laid Senate Bill No. 145 before the House on its third reading and final passage.

The bill was read third time, and was passed.

SENATE BILL NO. 161 ON SECOND
READING

Mr. Harman (on Mr. Young's suspension) moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, for consideration at this time,

S. B. No. 161, A bill to be entitled "An Act amending Article 8309, of the Revised Civil Statutes of Texas of 1925, by adding a new Section, following Section 2 of such Article, to be numbered Section 2-a, of such Article 8309; providing that any employer permitted to become a subscriber, under Title 130, of the Revised Civil Statutes of Texas, who will agree to conform to the rules of the Industrial Accident Board, and who may be of sufficient financial ability to render certain the payment of the damages and compensation provided for in Part I of said title, and who does not desire to insure the payment of such damages and compensation or to indemnify himself against loss sustained by the

direct payment thereof, may, upon a finding of the existence of such financial standing by the Board of Insurance Commissioners of the State of Texas, elect to pay such damages and compensation direct, and shall be granted a certificate creating him a subscriber under said Title 130; and declaring an emergency."

The motion was lost.

SENATE BILL NO. 296 ON SECOND READING

Mr. Reader (on Mr. Smith's suspension) moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up, for consideration at this time,

S. B. No. 296, A bill to be entitled "An Act to amend Chapter 97, of the General Laws of the Forty-second Legislature, Regular Session, regulating the production, sale, dispensation, and other traffic in narcotic drugs, as defined herein; making exception; providing for the identification of said drugs and the containers thereof and for the execution of prescriptions; repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

The motion prevailed.

The Speaker then laid the bill before the House; it was read second time, and was passed to third reading.

SENATE BILL NO. 296 ON THIRD READING

Mr. Reader moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 296 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—85

Alexander.	Chastain.
Alsup.	Cowley.
Anderson	Daniel.
of Bexar.	Davidson.
Anderson	Dean.
of Johnson.	Devall.
Barrett.	Few.
Beck.	Ford.
Bourne.	Fuchs.
Burns.	Glass.
Butler.	Golson.
Calvert.	Good.
Cathey.	Griffith.
Caven.	Haag.

Hankamer.	Morrison.
Harman.	Morse.
Harris.	Munson.
Harrison.	Nicholson.
Hartzog.	Parkhouse.
Head.	Patterson.
Hicks.	Ratliff.
Hill of Webb.	Ray.
Holekamp.	Reader.
Holland.	Reed of Bowie.
Holloway.	Reed of Dallas.
Hughes.	Renfro.
Hyder.	Riddle.
Jackson.	Roberts.
James.	Rollins.
Jefferson.	Savage.
Johnson	Scarborough.
of Anderson.	Shannon.
Johnson	Shults.
of Dimmit.	Stanfield.
Jones of Runnels.	Stinson.
Jones of Shelby.	Sullivant.
Kayton.	Tarwater.
Kyle of Hays.	Tennyson.
Kyle of Palo Pinto.	Tillery.
Laird.	Townsend.
Latham.	Turlington.
Leonard.	Walker.
Lindsey.	Wells.
Magee.	Wood.
McCullough.	

Nays—18

Baker.	Mitcham.
Bedford.	Pavlica.
Canon.	Purveyar.
Dunagan.	Rogers of Hunt.
Fain.	Smith.
Hester.	Stovall.
Lemens.	Thomas.
Lotief.	Van Zandt.
Mackay.	Vaughan.

Absent

Adamson.	Jones of Atascosa.
Aikin.	Long.
Barron.	McClain.
Bradley.	McGregor.
Camp.	McKee.
Celaya.	Metcalfe.
Clayton.	Moffett.
Colson.	Moore.
Coombes.	Palmer.
Crossley.	Pope.
Dunlap.	Ramsey.
Duvall.	Rogers
Dwyer.	of Ochiltree.
Engelhard.	Ross.
Goodman.	Russell.
Graves.	Scott.
Greathouse.	Steward.
Hodges.	Wagstaff.
Hoskins.	Winningham.
Huddleston.	Young.
Hunt.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

The Speaker then laid Senate Bill No. 296 before the House on its third reading and final passage.

The bill was read third time, and was passed.

SENATE BILL NO. 481 ON SECOND READING

Mr. Shults moved that the Seventy-two-hour Rule, the Forty-eight-hour Rule, and the regular order of business be suspended, to take up for consideration at this time,

S. B. No. 481, A bill to be entitled "An Act releasing the liens held by the several counties of the State, evidenced by vendor's lien notes, deeds of trust, or other memorandum of record heretofore retained by said counties to secure the payment of all purchase money for school lands purchased from said counties, and declaring an emergency."

The motion prevailed.

The Speaker then laid Senate Bill No. 481 before the House; it was read second time, and was passed to third reading.

SENATE BILL NO. 481 ON THIRD READING

Mr. Shults moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 481 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98

Alexander.	Cathey.
Alsup.	Cowley.
Anderson	Daniel.
of Bexar.	Davidson.
Anderson	Dean.
of Johnson.	Devall.
Baker.	Dunlap.
Barrett.	Dunagan.
Beck.	Dwyer.
Bedford.	Engelhard.
Bourne.	Few.
Bradley.	Ford.
Burns.	Glass.
Butler.	Golson.
Calvert.	Good.
Camp.	Greathouse.
Canon.	Griffith.

Hankamer.	Patterson.
Harman.	Pavlica.
Harris.	Pope.
Head.	Puryear.
Hester.	Ratliff.
Hicks.	Ray.
Hill of Webb.	Reed of Bowie.
Holekamp.	Reed of Dallas.
Holland.	Renfro.
Holloway.	Riddle.
Hughes.	Roberts.
Hyder.	Rogers of Hunt.
Jackson.	Rogers
Jefferson.	of Ochiltree.
Johnson	Rollins.
of Anderson.	Russell.
Jones of Atascosa.	Savage.
Jones of Runnels.	Shannon.
Jones of Shelby.	Shults.
Kayton.	Smith.
Kyle of Hays.	Stanfield.
Kyle of Palo Pinto.	Stinson.
Laird.	Stovall.
Latham.	Tarwater.
Lemens.	Tennyson.
Lindsey.	Thomas.
Mackay.	Tillery.
Magee.	Townsend.
McGregor.	Turlington.
McKee.	Van Zandt.
Moore.	Wagstaff.
Munson.	Walker.
Nicholson.	Wood.
Parkhouse.	Young.

Nays—6

Fain.	Lotief.
Goodman.	Scarborough.
Hodges.	Vaughan.

Present—Not Voting

Haag.

Absent

Adamson.	Johnson
Aikin.	of Dimmit.
Barron.	Leonard.
Caven.	Long.
Celaya.	McClain.
Chastain.	McCullough.
Clayton.	Metcalf.
Colson.	Mitcham.
Coombes.	Moffett.
Crossley.	Morrison.
Duvall.	Morse.
Fuchs.	Palmer.
Graves.	Ramsey.
Harrison.	Reader.
Hartzog.	Ross.
Hoskins.	Scott.
Huddleston.	Steward.
Hunt.	Sullivant.
James.	Wells.
	Winningham.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

The Speaker then laid Senate Bill No. 481 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—104

Aikin.	Jones of Shelby.
Alexander.	Kayton.
Alsup.	Kyle of Hays.
Anderson	Kyle of Palo Pinto.
of Bexar.	Laird.
Anderson	Latham.
of Johnson.	Lemens.
Baker.	Leonard.
Beck.	Lindsey.
Bedford.	Lotief.
Bourne.	Mackay.
Bradley.	Magee.
Burns.	McGregor.
Butler.	McKee.
Calvert.	Mitcham.
Camp.	Moore.
Chastain.	Morrison.
Cowley.	Morse.
Crossley.	Munson.
Daniel.	Nicholson.
Davidson.	Patterson.
Devall.	Pavlica.
Dunagan.	Pope.
Engelhard.	Ratliff.
Few.	Ray.
Ford.	Reed of Bowie.
Glass.	Reed of Dallas.
Golson.	Renfro.
Good.	Riddle.
Greathouse.	Roberts.
Griffith.	Rogers of Hunt.
Hankamer.	Rogers
Harman.	of Ochiltree.
Harris.	Rollins.
Harrison.	Russell.
Head.	Savage.
Hester.	Scarborough.
Hicks.	Shannon.
Hill of Webb.	Shults.
Holekamp.	Smith.
Holland.	Stanfield.
Hoskins.	Steward.
Hughes.	Stinson.
Hunt.	Stovall.
Hyder.	Sullivant.
Jackson.	Tarwater.
Jefferson.	Tennyson.
Johnson	Thomas.
of Anderson.	Tillery.
Johnson	Townsend.
of Dimmit.	Turlington.
Jones of Atascosa.	Van Zandt.
Jones of Runnels.	Wagstaff.

Walker.
Wood.

Young.

Nays—5

Canon.	Hodges.
Fain.	Vaughan.
Haag.	

Absent

Adamson.	Holloway.
Barrett.	Huddleston.
Barron.	James.
Cathey.	Long.
Caven.	McClain.
Celaya.	McCullough.
Clayton.	Metcalf.
Colson.	Moffett.
Coombes.	Palmer.
Dean.	Parkhouse.
Dunlap.	Puryear.
Duvall.	Ramsey.
Dwyer.	Reader.
Fuchs.	Ross.
Goodman.	Scott.
Graves.	Wells.
Hartzog.	Winningham.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, May 31, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee on House Bill No. 322. The following have been appointed on the part of the Senate: Senators Collie, Poage, Sanderford, Redditt, and Moore.

The Senate has concurred in House amendments to Senate Bill No. 370 by the following vote: Yeas, 26; nay, 2.

The Senate has concurred in House amendments to Senate Bill No. 62 by the following vote: Yeas, 25; nays, 4.

The Senate has concurred in House amendments to Senate Bill No. 567 by the following vote: Yeas, 30; nays, 0.

The Senate has adopted

S. C. R. No. 84, Authorizing the
Enrolling Clerk of the Senate to

make certain corrections in conference committee report on Senate Bill No. 209.

Respectfully,
BOB BARKER,
 Secretary of the Senate.

AUTHORIZING CERTAIN CORRECTIONS IN SENATE BILL NO. 209

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 84, Authorizing certain corrections in Senate Bill No. 209.

Whereas, Senate Bill No. 209, as presented by the conference committee on said bill, and as adopted by the Senate and the House of Representatives, inadvertently contains typographical errors; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Enrolling Clerk of the Senate be, and is hereby, instructed to make the following corrections in said bill:

By striking out of Article 3883, page 13, lines 4 and 5 of said Article, as same appears in the above report, the words "and county attorney."

By adding after the word "each," in line 16, page 14, the following: "He may appoint one investigator, who shall receive a salary not to exceed eighteen hundred dollars (\$1,800) per annum. He may appoint one stenographer, who shall receive a salary not to exceed sixteen hundred and twenty dollars (\$1,620) per annum. He may appoint one abstractor, who shall receive a salary not to exceed twenty-four hundred dollars (\$2,400) per annum."

By inserting after the word "constable," in line 3, page 8, the following: "Except as provided in Article 3886, as herein amended."

The resolution was read second time.

Mr. Savage offered the following amendment to the resolution:

Amend Senate Concurrent Resolution No. 84 by changing the figures "3883" to "3886," in line 8.

**SAVAGE,
 VAN ZANDT,
 CAMP.**

The amendment was adopted.

The resolution as amended was then adopted.

RECESS

On motion of Mr. Reed of Bowie, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

SUSPENDING CERTAIN RULES

Mr. Leonard offered the following resolution:

H. C. R. No. 112, Providing for the suspension of certain rules.

Whereas, There is now pending in the House, House Bill No. 954; and

Whereas, House Bill No. 954, is a bill, which is local in its application, being intended to give relief to the farmers of Hidalgo and Cameron Counties by empowering governing boards of irrigation districts in those counties to reduce flat rate charges for irrigation water; now therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That Rule XI, on page 493, and Rules XXII and XXIII, page 487, Joint Rules of the House and Senate, be suspended, so far as it affects House Bill No. 954.

The resolution was read second time, and was adopted.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 555

Mr. Hankamer submitted the following conference committee report on House Bill No. 555:

Committee Room,
 Austin, Texas, May 30, 1933.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conferees, heretofore appointed to adjust the differences between the two Houses on

H. B. No. 555, A bill to be entitled "An Act to amend Article 2350, of Title 44, of the Revised Civil Statutes of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1; and as amended by Act of the For-

tieth Legislature, page 435, Chapter 490, Section 1; and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1, relating to the salaries of county commissioners, etc.”;

Having considered the differences between the two House, and having reached an agreement, beg leave to report that the hereto attached complete bill is the bill which we recommend to be passed by both Houses.

The bill is substantially the same as the original House bill with Senate amendments, rewritten by us so as to prevent any injustices worked against certain counties of the State which have, within the past year, reduced their assessed valuations.

We recommend the adoption of this report, and the final passage by both Houses of the attached bill:

“H. B. No. 555,

A BILL

To Be Entitled

An Act to amend Article 2350, of Title 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1; and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1; and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1, relating to the salaries of county commissioners; and providing from what funds said salaries shall be paid, and making certain exceptions; providing the effective date of this Act shall be

January 1, 1934; repealing all laws, both general or special, and parts of laws, both general or special, in conflict herewith, and making certain exceptions, and defining term ‘assessed valuation.’”

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 2350, Title 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1; and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1; and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1, be, and the same is hereby, amended so as to hereafter read as follows:

“Article 2350. County Commissioners’ Salaries. In counties having the following assessed valuations, respectively, the county commissioners of such counties shall each receive the annual salaries not to exceed the amount herein specified, said salaries to be paid in equal monthly installments, and the salary of each county commissioner shall be paid at least one-half out of the road and bridge fund, but not to exceed 75 per cent of said salary shall be paid out of such fund, and the remainder out of the general fund of the county; providing, however, that this provision shall not apply to counties operating under a special law covering the subject as to from what funds the salaries of county commissioners shall be paid; said annual salaries not to exceed the following, to wit:

Assessed Valuations	Salaries
\$5,000,000.00 and less than \$6,500,000.00, not to exceed	\$ 900.00
\$6,500,000.00 and less than \$10,000,000.00, not to exceed	1,080.00
Except in counties having assessed valuations of more than \$8,270,000.00 and less than \$8,300,000.00, in which counties the salaries of the county commissioners of such county shall not exceed	1,200.00
\$10,000,000.00 and less than \$12,500,000.00, not to exceed	1,350.00
Except in counties having assessed valuations of more than \$10,609,900.00 and less than \$10,610,000.00; and more than \$11,578,300.00 and less than \$11,578,600.00; and more than \$11,649,850.00 and less than \$11,649,950.00; and more than \$12,027,500.00 and less than \$12,027,600.00, in all of which counties of such assessed valuations the salaries of the county commissioners of such counties shall not exceed	1,500.00
\$12,500,000.00 and less than \$20,750,000.00, not to exceed	1,530.00

Assessed Valuations	Salaries
Except in counties having assessed valuations of \$18,660,000.00 and less than \$18,665,000.00, in which counties the salaries of the county commissioners of such counties shall not exceed...	1,800.00
\$20,750,000.00 and less than \$25,000,000.00, not to exceed	1,700.00
Except in counties having assessed valuations of more than \$23,400,000.00 and less than \$23,600,000.00, in which counties the salaries of the county commissioners of such county shall not exceed	2,000.00
\$25,000,000.00 and less than \$30,000,000.00, not to exceed	1,800.00
\$30,000,000.00 and less than \$100,000,000.00, not to exceed	2,040.00
Except in counties having assessed valuations of more than \$47,400,000.00 and less than \$48,000,000.00, in which counties the salaries of the county commissioners of such counties shall not exceed	2,400.00
And except in counties having assessed valuations of more than \$60,000,000.00 and less than \$61,000,000.00, in which counties the salaries of the county commissioners of such counties shall not exceed	2,280.00
And except in counties having assessed valuations of more than \$37,500,000.00 and less than \$38,000,000.00, in which counties the salaries of the county commissioners of such counties shall not exceed	2,100.00
\$100,000,000.00 and less than \$150,000,000.00, not to exceed	3,000.00
\$150,000,000.00 and less than \$290,000,000.00, not to exceed	3,600.00
\$290,000,000.00 and over, not to exceed	3,800.00

"In counties having assessed valuations of less than \$5,000,000, each county commissioner shall receive \$5 per day for each day served as commissioner, and when acting as ex-officio road superintendent in his precinct, not to exceed \$720 in any year.

"In counties having assessed valuations of \$100,000,000 or more, said commissioners shall devote their entire time to the duties required of them by law, and such other duties as their commissioners court may require of them. 'Assessed valuation' means the total assessed valuation of all properties as shown by the tax rolls, certified by the county assessor, approved by the commissioners court, and approved by the Comptroller for the previous year."

Sec. 2. This law shall be effective on and after January 1, 1934.

Sec. 3. That all laws, both general or special, or parts of laws, both general or special, in conflict with the foregoing Act, be, and the same are hereby, expressly repealed; provided, however, that nothing herein shall affect any special road law applying to McLennan County, and providing further that nothing herein shall affect the provisions of House Bill No. 505, enacted by the Forty-third Leg-

islature of the State of Texas, Regular Session, which said Act amended Section 1, Chapter 213, of the Acts of the Regular Session of the Forty-second Legislature.

Respectfully submitted,

REGAN,
RAWLINGS,
POAGE,
WOODRUFF,
SMALL,

On the part of the Senate;

HANKAMER,
STINSON,
FORD,
HYDER,
NICHOLSON,

On the part of the House.

On motion of Mr. Hankamer the report was adopted.

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

S. B. No. 412, "An Act for the purpose of strengthening and providing for a stronger and more

efficient administration and enforcement of all inheritance, occupation, gross receipts, gross production taxes, gross premiums taxes on insurance companies, gasoline, excise, sales, and all other State taxes, including intangible, and all character of delinquent State taxes other than ad valorem taxes on property; providing for an appropriation for the use of the State Tax Board and the State Tax Commissioner, for the purpose of assisting in the enforcement and collection of such taxes, particularly delinquent taxes, other than ad valorem taxes on property; amending Article 7076, Chapter 2, Title 122, of the Revised Civil Statutes, 1925, so as to confer additional powers and authority upon the State Tax Board and the State Tax Commissioner in the collection of delinquent taxes; providing for the employment of necessary auditors, clerks, tax supervisors, and attorneys by the State Tax Board, to assist and aid in the collection and enforcement of all State taxes and tax laws, other than ad valorem; authorizing the State Tax Commissioner to request and receive assistance from the Attorney General and the heads and employes of all departments of the State Government, to aid in the speedy recovery of taxes and penalties due the State under the provisions hereof; fixing venue and jurisdiction of all suits in the courts of Travis County; etc."

PRESENTATION TO READING CLERK

Mr. Tillery, on behalf of the Members of the House, presented a hat to Mr. A. C. Dunn, Reading Clerk of the House.

Mr. Dunn addressed the House, thanking the Members for the gift.

HOUSE BILL NO. 783 WITH SENATE AMENDMENTS

Mr. Aikin called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 783, A bill to be entitled "An Act repealing Article 5565, of the 1925 Revised Civil Statutes of Texas, and declaring an emergency." (Relative to appointment of gin inspectors.)

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Aikin, the House concurred in the Senate amendments.

CONFERENCE COMMITTEE ON HOUSE BILL NO. 322

Mr. Chastain submitted the following conference committee report on House Bill No. 322:

Committee Room,
Austin, Texas, May 31, 1933.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the House and Senate on House Bill No. 322, beg leave to submit the following report:

We have had House Bill No. 322 under consideration and recommend the adoption of the attached bill:

"H. B. No. 322,

A BILL

To Be Entitled

An Act to fix the tuition to be collected from students registering in the schools of collegiate rank supported in whole or in part by appropriation of public funds from the State Treasury; providing all tuition, local funds, and fees be retained and expended by such institutions and accounted for annually as provided in the General Appropriation Bill; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. The governing boards of the several institutions of collegiate rank, supported in whole or in part by public funds appropriated from the State Treasury, shall cause to be collected from students registering in the said schools after September 1, 1933, tuition at the following rates:

1. From each resident student, who registers for twelve (12) or more semester hours of work per semester of four and one-half (4½) months, twenty-five dollars (\$25) per semester; or, who registers for twelve (12) or more term hours of work per term of three (3) months, sixteen dollars and sixty-seven cents (\$16.67) per term.

2. From each non-resident student, who registers for twelve or more semester or term hours of work, an amount equivalent to the amount charged students from Texas by similar schools in the State of which the said non-resident student shall be a resident, said amount to be determined and fixed by the governing boards of the several institutions in which said students may register, but in no event shall such amount be less than that charged to students resident in Texas. Provided, however, that if this paragraph shall be held to be unconstitutional or void from any cause, there shall be collected from each non-resident student the sum of one hundred dollars (\$100) for each semester or sixty-six dollars and sixty-seven cents (\$66.67) for each term. A non-resident student is hereby defined to be a student of less than twenty-one (21) years of age, living away from his family and whose family resides in another State, or whose family has resided within this State for a period of time less than twelve (12) months prior to the date of registration, or a student of twenty-one (21) years of age or over, who resides out of the State or who has resided within the State for a period of less than twelve (12) months prior to the date of registration.

3. From each resident or non-resident student who registers for less than twelve (12) semester or term hours of work, a sum proportionately less than that hereinabove prescribed therefor, provided each student registered shall pay no less than seven dollars and fifty cents (\$7.50) per semester nor less than five dollars (\$5) per term.

4. From each student registering for a summer session, such amount as shall be fixed by the governing board of such institution, but in no event less than twenty dollars (\$20) for a twelve (12) weeks' term nor more than thirty-five dollars (\$35) for a twelve (12) weeks' term.

5. The foregoing provisions, requiring the governing boards to collect tuition, shall not be interpreted as depriving the said boards of the right to collect such library, laboratory, and other fees as they are now permitted by law to collect.

Sec. 2. All tuition, local funds, and fees collected by such institutions shall be retained and expended by

such institutions and accounted for annually as provided in the General Appropriation Bill. Provided that laboratory fees or charges shall only cover actual materials and supplies used by a student.

Sec. 3. All laws and parts of laws in conflict with the provisions herein are hereby repealed.

Sec. 4. The crowded condition of the calendar and the fact that the State has no law requiring students in institutions of collegiate rank to pay adequate tuition and the further fact that the depleted condition of our Treasury create an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days in each House, the further constitutional rule as to time when laws take effect, be suspended, and each of them is hereby suspended, this Act shall take effect and be in full force and effect from and after its passage, and it is so enacted.

Respectfully submitted,

COLLIE,
SANDERFORD,
POAGE,
MORSE,

On the part of the Senate;

CHASTAIN,
WAGSTAFF,
HARRIS,
AIKIN,
SMITH,

On the part of the House.

Mr. Wagstaff moved that the report be adopted.

Question recurring on the adoption of the report, yeas and nays were demanded.

The report was adopted by the following vote:

Yeas—83

Adamson.	Canon.
Aikin.	Cathey.
Alexander.	Chastain.
Anderson	Clayton.
of Bexar.	Coombes.
Anderson	Cowley.
of Johnson.	Crossley.
Bedford.	Davidson.
Bourne.	Dean.
Bradley.	Dunagan.
Butler.	Few.
Camp.	Fuchs.

Glass.	Purveyar.
Good.	Ratliff.
Goodman.	Ray.
Graves.	Reader.
Griffith.	Reed of Bowie.
Harris.	Reed of Dallas.
Hartzog.	Renfro.
Hill of Webb.	Roberts.
Holekamp.	Rogers of Hunt.
Holland.	Rogers
Holloway.	of Ochiltree.
Huddleston.	Rollins.
Hunt.	Ross.
Jackson.	Savage.
James.	Scarborough.
Jefferson.	Scott.
Johnson	Shults.
of Anderson.	Smith.
Jones of Runnels.	Stanfield.
Jones of Shelby.	Steward.
Kyle of Palo Pinto.	Stinson.
Latham.	Sullivant.
Lemens.	Tarwater.
Long.	Tennyson.
Mackay.	Thomas.
McGregor.	Vaughan.
Mitcham.	Wagstaff.
Morse.	Walker.
Munson.	Weinert.
Nicholson.	Wood.
Parkhouse.	Young.
Pavlica.	

Nays—18

Alsup.	Hyder.
Baker.	Kyle of Hays.
Barrett.	Lotief.
Burns.	Palmer.
Daniel.	Patterson.
Fain.	Russell.
Greathouse.	Tillery.
Head.	Townsend.
Hughes.	Wells.

Absent

Barron.	Jones of Atascosa.
Beck.	Kayton.
Calvert.	Laird.
Caven.	Leonard.
Celaya.	Lindsey.
Colson.	Magee.
Devall.	McClain.
Dunlap.	McCullough.
Duvall.	McKee.
Dwyer.	Metcalfe.
Engelhard.	Moffett.
Ford.	Moore.
Golson.	Morrison.
Haag.	Pope.
Hankamer.	Ramsey.
Harman.	Riddle.
Harrison.	Shannon.
Hester.	Stovall.
Hicks.	Turlington.
Hodges.	Van Zandt.
Hoskins.	Winningham.
Johnson of Dimmit.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	

PROVIDING FOR THE PRINTING OF LEGISLATIVE MANUALS

The Speaker laid before the House, for consideration at this time,

H. C. R. No. 108, Providing for the printing of Legislative Manuals;

The resolution having heretofore been read second time, and referred to the Committee on State Affairs;

The Committee on State Affairs having recommended the adoption of the resolution.

Mr. Morse offered the following committee amendment to the resolution:

Amend House Concurrent Resolution No. 108 by striking out the first sentence in the second paragraph after the resolving clause.

The amendment was adopted.

The resolution, as amended, was then adopted.

HOUSE BILL NO. 949 WITH SENATE AMENDMENTS

Mr. Daniel called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 949, A bill to be entitled "An Act amending Article 7105, Revised Civil Statutes, 1925, and the amendment thereto contained in Section 12, of House Bill No. 154, Acts of the Forty-third Legislature, and Articles 7107 and 7111, Revised Civil Statutes, 1925, so as to include within the provisions of said Articles, which impose intangible assets tax upon certain persons, associations, and corporations, oil pipe-line companies, gas pipe-line companies, and common carrier pipe-line companies of every character whatsoever engaged in the transportation of oil and/or gas, doing business wholly or in part within this State, and every other individual, company, corporation, association, or firm doing business of the same character in this State, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Daniel, the House concurred in the Senate amendments by the following vote:

Yeas—102

Adamson.	James.
Aikin.	Jefferson.
Alexander.	Jones of Atascosa.
Alsup.	Jones of Runnels.
Anderson	Jones of Shelby.
of Bexar.	Kyle of Hays.
Anderson	Kyle of Palo Pinto.
of Johnson.	Laird.
Baker.	Latham.
Barrett.	Lemens.
Barron.	Leonard.
Bedford.	Lindsey.
Bourne.	Long.
Bradley.	Lotief.
Burns.	Magee.
Camp.	McClain.
Canon.	McGregor.
Cathey.	Mitcham.
Chastain.	Munson.
Clayton.	Parkhouse.
Cowley.	Puryear.
Crossley.	Ratliff.
Daniel.	Ray.
Davidson.	Reader.
Dean.	Reed of Bowie.
Dunlap.	Reed of Dallas.
Dunagan.	Renfro.
Duvall.	Rogers
Fain.	of Ochiltree.
Few.	Rollins.
Ford.	Ross.
Fuchs.	Russell.
Glass.	Savage.
Good.	Scarborough.
Goodman.	Scott.
Graves.	Shannon.
Greathouse.	Shults.
Griffith.	Smith.
Hankamer.	Stanfield.
Harman.	Steward.
Harris.	Stinson.
Hartzog.	Tarwater.
Head.	Tennyson.
Hicks.	Thomas.
Hill of Webb.	Townsend.
Holekamp.	Vaughan.
Holland.	Wagstaff.
Holloway.	Walker.
Hoskins.	Wells.
Huddleston.	Winningham.
Hughes.	Wood.
Hunt.	Young.
Jackson.	

Nays—3

Morse.	Patterson.
Nicholson.	

Present—Not Voting

Pavlica.

Absent

Beck.	Caven.
Butler.	Celaya.
Calvert.	Colson.

Coombes.	McKee.
Devall.	Metcalfe.
Dwyer.	Moffett.
Engelhard.	Moore.
Golson.	Morrison.
Haag.	Palmer.
Harrison.	Pope.
Hester.	Ramsey.
Hodges.	Riddle.
Hyder.	Roberts.
Johnson	Rogers of Hunt.
of Anderson.	Stovall.
Johnson	Sullivant.
of Dimmit.	Tillery.
Kayton.	Turlington.
Mackay.	Van Zandt.
McCullough.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

MESSAGE FROM THE SENATE

Senate Chamber,

Austin, Texas, May 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 91, A bill to be entitled "An Act fixing the salary of the official court reporter in each judicial district composed of one county only, and in which county there is only one district court; and also in each judicial district composed of two or more counties; and also in each judicial district composed of one county, which county composes also a portion of another judicial district, etc., and declaring an emergency." (With amendment.)

H. B. No. 783, A bill to be entitled "An Act repealing Article 5565, of the 1925 Revised Civil Statutes of Texas, and declaring an emergency." (Relative to appointment of gin inspectors.) (With amendments.)

H. B. No. 958, A bill to be entitled "An Act authorizing any governmental agency of the State of Texas heretofore authorized to borrow money from the Reconstruction Finance Corporation, under Acts of the Forty-third Legislature, to also borrow money in accordance with the provisions of the several Acts of the Forty-third Legislature from any other Federal agency now or to be hereafter created; and declaring an emergency."

H. B. No. 940, A bill to be entitled "An Act granting the Board of Control, with the Governor's approval, the right and power to sell not more than ten (10) acres of the land owned by the Gilmer State Orphanage; and declaring an emergency."

H. J. R. No. 30, Proposing an amendment to Article VII, of the Constitution of the State of Texas, so as to authorize the taxation of lands belonging to the University of Texas, for county or school district purposes; and providing for valuation of these lands by State Tax Board; and providing for the payment of such taxes by the State of Texas, to the proper authorities of the counties where said lands are located. (With amendments.)

Respectfully,
BOB BARKER,
Secretary of the Senate.

RELATIVE TO THE NATIONAL RECOVERY ACT

The Speaker laid before the House, as postponed business, for consideration at this time,

H. C. R. No. 111, Relative to the National Recovery Act;

The resolution having heretofore been read second time, and postponed until 2 o'clock p. m., today.

Mr. Burns offered the following amendment to the resolution:

Amend McGregor resolution by adding the following:

"Provided further, that this resolution shall not be construed to alter, repeal, annul, or in any manner suspend the operation of the anti-trust laws of this State, or in any way affecting enforcement of such laws or any provisions thereof."

BURNS,
GREATHOUSE,
DANIEL,
CAMP,
FORD.

Mr. McGregor raised a point of order on further consideration of the amendment, on the ground that the amendment is not germane to the resolution.

The Speaker overruled the point of order.

Mr. Daniel raised a point of order on further consideration of the resolution, on the ground that the res-

olution seeks to change the existing law, and to create a new statute, which violates the provision of the Constitution.

The Speaker overruled the point of order.

Mr. Bradley offered the following substitute for the amendment by Mr. Burns:

Substitute for amendment to House Concurrent Resolution No. 111 by striking out the last paragraph thereof, and substituting in lieu thereof the following:

"Be it resolved by the House of Representatives, the Senate concurring, That the State of Texas hereby consents that the President of the United States may utilize the services of the State and local officers of the State of Texas as he may find necessary, and may prescribe their authorities, duties, and responsibilities to carry out the provisions and effectuate the policy of the National Industrial Recovery Act in all its purposes and provisions, provided, that concerning the policy set out in Section 5, of Title 1, of said Act, the State of Texas expressly hereby reserves that such policy shall not apply to pending suits and actions for violating any provision of Title 19, of the Penal Code of the State of Texas of 1925, or Title 126, of the Revised Civil Statutes of the State of Texas of 1925, and that such liabilities and penalties shall continue as to parties thereto to the date of judgment, and until said penalties are thereafter paid according to law;

"And that from and after the date of the termination of said Act as therein provided, it shall be no defense in any prosecution, suit, or action by this State that violations of said Title 19 and/or 126 and/or said other provisions of said statutes were initiated after the enactment of said Act and before its termination, if such violations of the statutes of the State of Texas continue beyond the date when said Act shall terminate and become invalid and inoperative as provided therein, even though such violations were committed under authority of, and in accordance with, agreements, rules, regulations, and policies promulgated and established by the President as provided for in said Act;

"And provided further, that said Act and this resolution shall not be

a valid defense in any future prosecution, suit, or action by this State except as to such acts as are required of the defendant therein by said agreements, rules, regulations, and policies promulgated and established by the President as aforesaid and made binding on, and observed by, and complied with, by said defendant; which defense such defendant shall be required to prove as provided by law."

Mr. McGregor raised a point of order on further consideration of the amendment on the ground that the amendment is not germane to the resolution, and changes the whole purpose of the resolution, and reflects upon the intelligence and patriotism of the President of the United States inasmuch as it assumes that he was weak enough to conceive the purpose, and wicked enough to carry out that purpose, by usurping the power to nullify State statute.

The Speaker overruled the point of order.

Mr. Daniel raised a point of order on further consideration of the amendment by Mr. Bradley, on the ground that it seeks to enact legislation through a concurrent resolution.

The Speaker sustained the point of order.

(Mr. Alexander in the Chair.)

Mr. Pope offered the following substitute for the amendment by Mr. Burns:

Amend House Concurrent Resolution No. 111, by adding at the end of the resolution the following: "Not inconsistent with the laws and Constitution of the State of Texas."

Mr. Haag moved the previous question on the pending amendment, substitute amendment, amendments on the Speaker's desk, and the resolution, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost by the following vote:

Yeas—36

Anderson	Clayton.
of Bexar.	Cowley.
Baker.	Dunagan.
Barrett.	Dwyer.
Barron.	Golson.
Bradley.	Haag.
Calvert.	Hankamer.
Cathey.	Holekamp.

Holland.
Jackson.
James.
Jefferson.
Jones of Atascosa.
Laird.
Latham.
Long.
McGregor.
Mitcham.
Nicholson.

Pavlica.
Pope.
Shults.
Smith.
Tarwater.
Townsend.
Turlington.
Van Zandt.
Wagstaff.
Young.

Nays—71

Adamson.
Aikin.
Alsup.
Bedford.
Bourne.
Burns.
Camp.
Canon.
Caven.
Chastain.
Colson.
Coombes.
Crossley.
Daniel.
Davidson.
Dean.
Devall.
Fain.
Few.
Ford.
Fuchs.
Glass.
Good.
Graves.
Greathouse.
Harris.
Hartzog.
Head.
Hester.
Hicks.
Hill of Webb.
Hodges.
Hoskins.
Huddleston.
Hughes.
Hyder.

Jones of Runnels.
Kyle of Hays.
Kyle of Palo Pinto.
Leonard.
Lotief.
McCullough.
Moore.
Morrison.
Munson.
Palmer.
Purveyer.
Ratliff.
Ray.
Reed of Bowie.
Reed of Dallas.
Renfro.
Roberts.
Rogers
of Ochiltree.
Rollins.
Ross.
Russell.
Savage.
Scarborough.
Scott.
Stanfield.
Stinson.
Stovall.
Sullivan.
Tennyson.
Thomas.
Tillery.
Vaughan.
Walker.
Winningham.
Wood.

Absent

Alexander.
Anderson
of Johnson.
Beck.
Butler.
Celaya.
Dunlap.
Duvall.
Engelhard.
Goodman.
Griffith.
Harman.
Harrison.
Holloway.
Hunt.

Johnson
of Anderson.
Johnson
of Dimmit.
Jones of Shelby.
Kayton.
Lemens.
Lindsey.
Mackay.
Magee.
McClain.
McKee.
Metcalf.
Moffett.
Morse.

Parkhouse.	Rogers of Hunt.
Patterson.	Shannon.
Ramsey.	Steward.
Reader.	Wells.
Riddle.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

Mr. Vaughan moved to table the substitute amendment by Mr. Pope. The motion to table prevailed.

Mr. Calvert offered the following substitute for the amendment by Mr. Burns:

Amend House Concurrent Resolution No. 111, by adding at the end thereof the following:

"Provided, however, that it is not hereby intended to grant any power to repeal, annul, or suspend the operation of the anti-trust laws or any other law of the State of Texas; nor to grant any power, or consent, or assent to the use of any power to deter or hamper State or local officials of the State of Texas from or in the enforcement of the same through prosecutions for violations of the anti-trust laws or any other laws of the State of Texas."

Mr. Long moved the previous question on the pending amendment, amendments on the Speaker's desk, and the resolution, and the main question was ordered.

Question first recurring on the substitute amendment by Mr. Calvert, it was adopted.

The amendment as substituted was then adopted.

Mr. Roberts (for Mr. Camp) offered the following amendment to the resolution:

Amend House Concurrent Resolution No. 111, by adding after the last paragraph the following:

"Be it further resolved by the House of Representatives, the Senate concurring, That the State of Texas endorse the recommendation of President regarding the divorcement of oil pine lines from other branches of the oil industry."

ROBERTS,
CAMP.

Mr. Greathouse raised a point of order on further consideration of the amendment on the ground that it is not germane to the bill.

The Speaker sustained the point of order.

Question recurring on the resolution, yeas and nays were demanded.

The resolution as amended was then adopted by the following vote:

Yeas—88

Adamson.	Latham.
Aikin.	Leonard.
Alsup.	Long.
Anderson	Lotief.
of Bexar.	Magee.
Anderson	McClain.
of Johnson.	McDougald.
Baker.	McGregor.
Barron.	McKee.
Bedford.	Mitcham.
Bourne.	Morrison.
Burns.	Morse.
Butler.	Munson.
Calvert.	Nicholson.
Camp.	Parkhouse.
Cathey.	Patterson.
Clayton.	Pavlica.
Coombes.	Pope.
Cowley.	Purveyer.
Crossley.	Ratliff.
Davidson.	Ray.
Dean.	Reed of Bowie.
Dwyer.	Reed of Dallas.
Engelhard.	Renfro.
Fain.	Roberts.
Few.	Rogers of Hunt.
Ford.	Rollins.
Glass.	Russell.
Golson.	Savage.
Goodman.	Scarborough.
Greathouse.	Scott.
Griffith.	Shannon.
Harris.	Smith.
Hester.	Stanfield.
Hill of Webb.	Steward.
Holloway.	Stinson.
Hughes.	Stovall.
Hyder.	Tarwater.
Jackson.	Tennyson.
James.	Thomas.
Jefferson.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Wagstaff.
Jones of Shelby.	Walker.
Kyle of Hays.	Wells.

Nays—16

Barrett.	Kyle of Palo Pinto.
Bradley.	Lemens.
Canon.	Lindsey.
Daniel.	Moore.
Hartzog.	Rogers
Hicks.	of Ochiltree.
Hodges.	Vaughan.
Holekamp.	Winningham.
Hoskins.	

Absent

Alexander.	Johnson
Beck.	of Anderson.
Caven.	Johnson
Celaya.	of Dimmit.
Chastain.	Kayton.
Colson.	Laird.
Devall.	Mackay.
Dunlap.	Metcalfe.
Dunagan.	Moffett.
Duvall.	Palmer.
Fuchs.	Ramsey.
Good.	Reader.
Graves.	Riddle.
Haag.	Ross.
Hankamer.	Shults.
Harman.	Sullivant.
Harrison.	Tillery.
Head.	Van Zandt.
Holland.	Wood.
Huddleston.	Young.
Hunt.	

Absent—Excused

Fisher.	McCullough.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

Mr. Greathouse moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

The motion to table prevailed.

REASONS FOR VOTES

I voted "nay" on House Concurrent Resolution No. 111 for the reason that said resolution deals with a proposed bill in Congress that has never been enacted into law, and I would have been voting for something not in existence, and I have no way of knowing what the law, if ever enacted, will be. I stand ready and willing to lend my aid to the government at all times, but I do not want to act blindly on any subject, and this matter came up suddenly at the close of the session.

LINDSEY.

Mr. Speaker: I voted "nay" on House Concurrent Resolution No. 111 because I have not been impressed with the necessity of acquiescing in a program for Texas, that seems to me to be sponsored largely by organized chambers of commerce, who, in turn, I believe to be influenced by those in high places in the same groups of "captains of industry" and the same influences that have been responsible for the paralysis and breakdown of our economic system.

I yield to no one in loyalty and desire to co-operate fully with our President, but I have not been convinced that this abdication and renunciation of all our rights to local government has been desired by the President, notwithstanding certain groups would make it so appear.

I fear that this may be part of the gigantic effort being made by the monopolies; particularly in the oil and gas and utility groups, to do from Washington, what the Legislature and the authorities of Texas have thus far prevented their doing: Secure a National dictator for, not only the oil industry, but of all fields where monopoly has been held in check by our Texas anti-trust laws.

ROGERS of Ochiltree.

My refusal to sign the McGregor resolution and my vote against it are based on the fact that Section 5, of Title 1, of the National Industrial Recovery Act does not provide as strict limitations as the following amendments that it was understood I would offer to House Bill No. 960 on the floor of the House, had the bill reached the House on second reading:

Amend House Bill No. 960 by inserting at the end of Section 1 the following:

"Provided, that such defense shall not be valid except as to such acts as are required of said defendant by said agreements, rules, regulations, and policies promulgated and established by the President as aforesaid and made binding on, and observed, and complied with, by said defendant; which defense such defendant shall be required to prove as provided by law."

Amend House Bill No. 960 by inserting, at the end of Section 2, the following:

"That from and after the date of the termination of this Act, as herein provided, it shall be no defense in any prosecution, suit, or action by the State that violations of said Title 19 and/or 126 and/or said other provisions of said statutes were initiated after the enactment of this Act and before its termination, if such violations of the statutes of the State of Texas continue beyond the date when this Act shall terminate and become invalid and inoperative as provided herein, even though such violations were committed under author-

ity of, and in accordance with, said agreements, rules, regulations, and policies promulgated and established by the President as aforesaid.

"Section 3. That the provisions of this Act shall not apply to pending suits or actions and/or parties heretofore guilty of offenses and subject to penalties for violating any provisions of said Titles 19 and/or 126 and/or said other provisions of said statutes of the State of Texas, and such liabilities and penalties shall continue and accrue to the date of judgment involving such parties."

Said Section 5 reads as follows:

"Section 5. While this Title is in effect and for sixty days thereafter, any code, agreement, or license approved, prescribed, or issued and in effect under this Title, and any action complying with the provisions thereof taken during such period, shall be exempt from the provisions of the anti-trust laws of the United States."

Said Section 5 may be adequate for the purposes of the National Industrial Recovery Act, but local conditions in Texas, and the abuses of our anti-trust laws that may result in taking unfair advantage of said Act, caused me to resist House Concurrent Resolution No. 111. Just as the McGregor resolution, in original form, lacked adequate safeguards, so the Calvert substitute amendment goes too far, and probably would prevent proper operation of the National Industrial Recovery Act in Texas.

BRADLEY.

(Speaker in the Chair.)

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 355, "An Act to amend Article 5561, of the Revised Civil Statutes of the State of Texas, 1925, as amended by the Acts of the Forty-first Legislature, passed at its First Called Session, and found in the published laws of said Session, Chapter 101, pages 243 and 244, providing that officers in lunacy cases shall be allowed the same fees as are now allowed for similar services per-

formed in misdemeanor cases, and the jurors shall each be allowed a fee of one dollar (\$1), to be paid out of the estate of the defendant, if he have an estate, otherwise by the county, on accounts approved by the county judge, and declaring an emergency."

S. B. No. 62, "An Act defining the meaning of practicing law and prohibiting corporations and all other persons or associations from practicing law in Texas except licensed attorneys of the Bar of Texas, and providing penalties for violation of this Act, and making any agreement in violation of this Act illegal and unenforceable, and prohibiting the recovery of any compensation rendered in violation of this Act, and declaring an emergency."

S. B. No. 239, "An Act providing that the State Board of Control shall furnish proposals to those making application therefor in all cases where contracts are to be made; providing for an annual service charge for placing the names of prospective bidders on the State mailing list; allowing said Board to make a service charge for proposals to those who are not on the mailing list, or to forego such charges, and accept bids, and award contracts where a hardship might be worked on a particular bidder or class of bidders; providing that the amount collected shall be deposited in the State Treasury in the name of the State Board of Control Special Service Account, and used to defray all necessary charges and expenses in connection with the furnishing or sending out of said proposals, and declaring an emergency."

S. B. No. 567, "An Act reorganizing and changing the terms of court for the Thirtieth Judicial District by amending Subdivision 30 of Article 199, Revised Civil Statutes of 1925; validating service and process, and declaring an emergency."

S. B. No. 392, "An Act authorizing and empowering the State Highway Commission to exchange land or interests heretofore conveyed to the State of Texas either for right of way, or for the use of the people of Texas for camping accommodations and party purposes under the provisions of the Act known and published as Chapter 37, of the General and Special Laws of the

First Called Session of the Fortieth Legislature, page 110, for other lands or interests therein adjacent to or accessible from the State highway referred to in said Act, and declaring an emergency."

S. B. No. 145, "An Act making it unlawful to connect to, or tap, or drill into any pipe line, or other conduit through which crude oil, naphtha, gas, casinghead gas, or any of the manufactured or natural products thereof is transported, and declaring such acts to be felonies, prescribing a penalty therefor; and declaring an emergency."

S. B. No. 481, "An Act releasing the liens held by the several counties of the State, evidenced by vendor's lien notes, deeds of trust, or other memorandum of record heretofore retained by said counties to secure the payment of all purchase money for school lands purchased from said counties, and declaring an emergency."

S. B. No. 370, "An Act to promote public health, safety, morals, and general welfare by providing for the construction and supervision of safe and sanitary housing for families of low income, and for the sale or rental thereof on reasonable terms; authorizing the incorporation of limited dividend housing companies, and prescribing the powers, rights, and duties thereof; creating a State Board of Housing for the purpose of encouraging, approving, assisting, supervising, and regulating such activities; prescribing and defining the powers and duties of the Board, including supervisory and regulatory powers over limited dividend housing companies engaged in such activities; authorizing the Board to fix, within certain limits, the rentals or purchase price of housing accommodations furnished by limited dividend housing companies."

S. B. No. 296, "An Act to amend Chapter 97, of the General Laws of the Forty-second Legislature, Regular Session, regulating the production, sale, dispensation, and other traffic in narcotic drugs as defined herein, making exception; providing for the identification of said drugs and the containers thereof and for the execution of prescriptions; repealing all laws and parts of laws in

conflict therewith, and declaring an emergency."

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, May 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has refused to adopt House Concurrent Resolution No. 112, relative to suspension of Joint Rule XI, affecting House Bill No. 954, by the following vote: Yeas, 13; nays, 15.

The Senate has adopted conference report on House Bill No. 867, and the following committee has been appointed on the part of the Senate: Senators Fellbaum, Oneal, Poage, Hornsby, Blackert.

Respectfully,
BOB BARKER,
Secretary of the Senate.

HOUSE JOINT RESOLUTION NO. 30 WITH SENATE AMENDMENTS

Mr. Haag called up from the Speaker's table, with Senate amendments, for consideration of the amendments.

H. J. R. No. 30, Proposing an amendment to Article VII, of the Constitution, of the State of Texas, so as to authorize the taxation of lands belonging to the University of Texas, for county or school district purposes; and providing for valuation of these lands by State Tax Board; and providing for the payment of such taxes by the State of Texas, to the proper authorities of the counties where said lands are located; providing for an election upon such proposed constitutional amendment, and making an appropriation therefor.

The Speaker laid the resolution before the House, with the Senate amendments.

On motion of Mr. Haag, the House concurred in the Senate amendments by the following vote:

Yeas—114

Adamson.	Baker.
Aikin.	Bedford.
Alsup.	Bourne.
Anderson	Bradley.
of Bexar.	Burns.
Anderson	Calvert.
of Johnson.	Camp.

Canon.	Lindsey.
Cathey.	Long.
Chastain.	Lotief.
Clayton.	Magee.
Colson.	McCullough.
Coombes.	McGregor.
Cowley.	McKee.
Crossley.	Mitcham.
Daniel.	Moffett.
Davidson.	Moore.
Dean.	Morrison.
Dunagan.	Morse.
Duvall.	Munson.
Dwyer.	Nicholson.
Fain.	Palmer.
Few.	Parkhouse.
Ford.	Paylica.
Fuchs.	Pope.
Glass.	Puryear.
Golson.	Ramsey.
Good.	Ratliff.
Goodman.	Ray.
Griffith.	Reed of Bowie.
Haag.	Reed of Dallas.
Hankamer.	Renfro.
Harris.	Riddle.
Hartzog.	Roberts.
Head.	Rogers of Hunt.
Hester.	Rogers
Hicks.	of Ochiltree.
Hill of Webb.	Rollins.
Hodges.	Ross.
Holekamp.	Russell.
Holland.	Scarborough.
Holloway.	Scott.
Hoskins.	Shannon.
Huddleston.	Shults.
Hughes.	Smith.
Hyder.	Stanfield.
Jackson.	Steward.
James.	Stinson.
Jefferson.	Stovall.
Johnson	Tarwater.
of Anderson.	Tennyson.
Jones of Atascosa.	Thomas.
Jones of Runnels.	Tillery.
Kyle of Hays.	Townsend.
Kyle of Palo Pinto.	Turlington.
Laird.	Wagstaff.
Latham.	Walker.
Lemens.	Wells.
Leonard.	Winningham.

Nays—3

Barrett.
Greathouse.

Vaughan.

Absent

Alexander.	Engelhard.
Barron.	Graves.
Beck.	Harman.
Butler.	Harrison.
Caven.	Hunt.
Celaya.	Johnson
Devall.	of Dimmit.
Dunlap.	Jones of Shelby.

Kayton.	Savage.
Mackay.	Sullivant.
McClain.	Van Zandt.
Metcalfe.	Wood.
Patterson.	Young.
Reader.	

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

HOUSE BILL NO. 783 WITH SEN-
ATE AMENDMENTS

Mr. Aikin moved to reconsider the vote by which the House concurred in the Senate amendments to House Bill No. 783.

The motion to reconsider prevailed.

On motion of Mr. Aikin, the House concurred in the Senate amendments by the following vote:

Yeas—114

Adamson.	Hartzog.
Aikin.	Head.
Alsup.	Hester.
Anderson	Hicks.
of Bexar.	Hill of Webb.
Anderson	Hodges.
of Johnson.	Holland.
Baker.	Holloway.
Barron.	Hoskins.
Bedford.	Huddleston.
Bourne.	Hughes.
Bradley.	Hyder.
Burns.	Jackson.
Calvert.	James.
Camp.	Johnson
Canon.	of Anderson.
Cathey.	Jones of Atascosa.
Chastain.	Jones of Runnels.
Clayton.	Jones of Shelby.
Colson.	Kayton.
Coombes.	Kyle of Hays.
Cowley.	Kyle of Palo Pinto.
Crossley.	Laird.
Daniel.	Latham.
Davidson.	Lemens.
Dean.	Leonard.
Dunagan.	Lindsey.
Duvall.	Long.
Fain.	Lotief.
Few.	Magee.
Ford.	McClain.
Fuchs.	McCullough.
Glass.	McGregor.
Golson.	McKee.
Goodman.	Mitcham.
Greathouse.	Moffett.
Griffith.	Moore.
Haag.	Morrison.
Hankamer.	Morse.
Harris.	Munson.

Nicholson.	Scott.
Palmer.	Shannon.
Parkhouse.	Shults.
Pavlica.	Smith.
Puryear.	Stanfield.
Ramsey.	Steward.
Ratliff.	Stinson.
Ray.	Stovall.
Reed of Bowie.	Tarwater.
Reed of Dallas.	Tennyson.
Renfro.	Thomas.
Riddle.	Tillery.
Roberts.	Townsend.
Rogers of Hunt.	Turlington.
Rogers	Vaughan.
of Ochiltree.	Wagstaff.
Rollins.	Walker.
Russell.	Wells.
Savage.	Winningham.

Nays—1

Scarborough.

Present—Not Voting

Devall.

Absent

Alexander.	Hunt.
Barrett.	Jefferson.
Beck.	Johnson
Butler.	of Dimmit.
Caven.	Mackay.
Celaya.	Metcalf.
Dunlap.	Patterson.
Dwyer.	Pope.
Engelhard.	Reader.
Good.	Ross.
Graves.	Sullivant.
Harman.	Van Zandt.
Harrison.	Wood.
Holekamp.	Young.

Absent—Excused

Fisher.	McDougald.
Hill of Brazoria.	Merritt.
Mathis.	Weinert.

PROPOSED AMENDMENT TO
THE HOUSE RULES

Mr. Pope offered the following resolution:

Resolved that the House of Representatives add to the Rules of the House of Representatives Rule XXXII; amendment to read as follows:

"Rule XXXII. That the word 'days,' as used in Section 5, Article III, of the Constitution of Texas, as applied to the Rules of the House of Representatives means Legislative days, and that the word 'days,' as used in Section 24, Article III, of the Constitution of Texas, as applied to

the compensation of the Members of the House, means 'calendar days.'"

The resolution was read second time, and was referred by the Speaker to the Committee on Rules.

CONFERENCE COMMITTEE RE-
PORT ON SENATE BILL
NO. 259

Mr. Patterson submitted the following conference committee report on Senate Bill No. 259:

Committee Room,
Austin, Texas, May 31, 1933.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed to adjust the differences between the two Houses on Senate Bill No. 259, have had the same under consideration, and we recommend that said bill be passed in the form as attached hereto:

"S. B. No. 259,

A BILL

To Be Entitled

An Act authorizing the governing boards of the Agricultural and Mechanical College of Texas including the State Agricultural Experiment Station System, and the Extension Service and Rodent Control Service and the Texas Forest Service, North Texas Agricultural College, John Tarleton Agricultural College, Prairie View State Normal and Industrial College, University of Texas including all branches of the University and the College of Mines and Metallurgy at El Paso, College of Industrial Arts, Texas College of Arts and Industries, Texas Technological College, East Texas State Teachers College at Commerce, North Texas State Teachers College at Denton, Sam Houston State Teachers College at Huntsville, Stephen F. Austin State Teachers College at Nacogdoches, Southwest Texas State Teachers College at San Marcos, Sul Ross State Teachers College at Alpine, and the West Texas State Teachers College at Canyon to retain control of fees and other local institutional income collected at said schools; defining such fees and local institutional income; providing for depository banks where said

funds shall be deposited; providing for security for such deposits and the manner of making such deposits; providing for interest on said deposits; providing for terms of surety bonds furnished to secure such deposits and fixing the venue of suits to recover thereon; providing for separate accounts showing the sources of local fees collected and the purposes for which expended; providing for the handling of trust funds by said schools; providing for the printing of biennial reports showing all receipts and expenditures and for furnishing of said reports to certain State officers and members of certain committees of the Legislature; providing that the provisions of this Act shall not apply to income from the University Permanent Fund; providing penalties for violation of this Act; providing that if any part of this Act be held unconstitutional, said holding shall not affect the validity of the remainder of the Act, and providing that all laws or parts of laws in conflict herewith, or contrary to this Act, be, and they are hereby, repealed, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. The governing boards of the Agricultural and Mechanical College of Texas, including the State Agricultural Experiment Station System and the Extension Service and Rodent Control Service, the Texas Forest Service, North Texas Agricultural College, John Tarleton Agricultural College, Prairie View State Normal and Industrial College, University of Texas, including all branches of the University and the College of Mines and Metallurgy at El Paso, College of Industrial Arts, Texas College of Arts and Industries, Texas Technological College, East Texas State Teachers College at Commerce, North Texas State Teachers College at Denton, Sam Houston State Teachers College at Huntsville, Stephen F. Austin State Teachers College at Nacogdoches, Southwest Texas State Teachers College at San Marcos, Sul Ross State Teachers College at Alpine, and the West Texas State Teachers College at Canyon, may retain control respectively of the following sums of money collected at each of said several in-

stitutions in carrying out the functions of an educational institution, such as funds collected from student fees of all kinds; charges for use of rooms and dormitories; receipts from meals, cafes and cafeterias; fees on deposit refundable to students under certain conditions; receipts from school athletic activities; income from student publications or other student activities; receipts from sale of publication products and miscellaneous supplies and equipment; students' voluntary deposits of money with said schools for safe-keeping; all other fees and local institutional income of a strictly local nature arising out of and by virtue of the educational activities, or research or demonstration carried on by each and all of said several schools.

Sec. 2. The governing boards of the respective institutions named in Section 1 above are authorized to select depository banks as places of deposit of all funds of the kind and character named in Section 1, which are collected by said institutions, and said boards shall require adequate surety bonds or securities to be posted to secure said deposits, and may require additional security at any time any of said boards deem any said deposit inadequately secured. All funds of the character named in Section 1 hereof, which are so collected shall be deposited in said depository bank or banks within five days from the date of collection. Depository banks so selected are hereby authorized to pledge their securities to protect such funds. All depositories so designated shall pay interest on said deposits at a rate to be agreed upon by said depositories and said governing boards. Any surety bond furnished under the provisions of this Act shall be payable to the Governor of the State and his successors in office, and venue of suit to recover any amount claimed by the State to be due on any of said bonds is hereby fixed in Travis County, Texas.

Sec. 3. Separate accounts shall be kept on the books of the respective institutions showing the sources of all sums collected, and the purposes for which expended. All trust funds handled by the governing bodies of such institutions shall be deposited in separate accounts and shall not be commingled with the general income

from student fees or other local institutional income, and all such trust funds shall be secured by separate bonds or securities.

Sec. 4. True and full accounts shall be kept by the governing boards and by the employes of the said several institutions hereinabove mentioned of all funds collected from all sources by said institutions, and all the sums paid out by said several institutions and the persons to whom and the purposes for which said sums are paid, and the governing board of each of said institutions named shall biennially, and more often, if the governing board of any of said institutions shall so order, print a complete report of all sums collected, all expenditures, and of the sums remaining on hand; said report to be printed in even numbered years after the first day of September and before the first day of the following January, and shall show the true condition of all of said funds as of the thirty-first day of August preceding, and shall show all collections and expenditures for the preceding two years. The governing board of each of said several institutions, shall, upon the printing of said report, furnish copies thereof to the Governor, State Treasurer, State Comptroller of Public Accounts, State Auditor, Attorney General, not less than three copies to the Board of Control, and shall, within a week after the selection of said committee, furnish a copy of each of said reports for the preceding biennium to each member of the House Appropriations Committee, the Senate Finance Committee, and the House and Senate Committees on Education of each Regular Biennial Session of the Legislature of Texas.

Sec. 5. The provisions of this Act shall not apply to any income derived from the Permanent Fund of The University of Texas, but all income derived from the Permanent Fund of The University of Texas and all income from the two million acres of land set apart to the University of Texas by the Constitution and by the Act of 1883, shall be deposited in the State Treasury and paid out on Comptroller's warrants as is now provided by law. All income to the Available University Fund shall be deposited with the State Treasurer within five days after receipt thereof

by any State officer, agent, or employe and shall be expended in accordance with Chapter 42, General Laws, Regular Session, Forty-second Legislature, 1931.

Sec. 6. The provisions of this Act shall apply only to the funds hereinabove specifically enumerated and other local institutional income or donations or gifts to said schools.

Sec. 7. Any State officer, agent, employe, or member of a governing board of any of the above named institutions, or any other person who violates any provision of this Act shall be deemed guilty of a misdemeanor and shall be punished by a fine of not less than fifty dollars (\$50), nor more than five hundred dollars (\$500), and in addition may be sentenced to not less than fifteen (15) days, nor more than three (3) months in the county jail. Failure to print and furnish to the officers above named, the reports above specified, shall subject all of the members of the governing board of the institutions above mentioned to the penalties provided for in this Section of the Act. Every day in excess of the number of days hereinabove provided for that any sum of money belonging to any of the funds enumerated in this Act, whether depositable in special depositories or whether those that should be deposited in the State Treasury, shall be withheld from deposit at its proper place of deposit, shall constitute a separate offense and each day of such withholding shall subject the officer, agent, employe, or person so withholding said sum to the penalties herein provided for.

Sec. 8. If any Section, part, or sentence of this Act shall be held unconstitutional, such holding shall not affect the remaining portions of this Act, and it is hereby declared that the Legislature would have enacted that part which is constitutional without having enacted the unconstitutional part, if any; and provided that all laws, or parts of laws, in conflict herewith, or contrary to this Act, be and they are hereby repealed.

Sec. 8-a. No part of any of these funds shall ever be used to increase any salary beyond the sum fixed by the Legislature in the appropriations bill, and this law shall be subordinate and subservient to the biennial ap-

appropriation bills for the support of the several institutions herein mentioned.

Sec. 9. The fact that under the present laws all the above institutions are withholding certain sums of money under a practice which has been established by them for a considerable period of time, and the fact that said institutions are scattered in various portions of the State and it would work a great hardship on said schools to place their moneys in the local funds in the State Treasury and the further fact that existing laws do not provide for security of deposits placed in local depositories, and the further fact that existing laws do not provide for any adequate system of accounting by which the Legislature and the people of the State may be apprized of the amounts on hand and being expended by said institutions, create an emergency and an imperative public necessity requiring the suspension of the constitutional rule for the reading of bills on three several days in each House, and said rule is hereby suspended, and this Act is made to take effect from and after its passage, and it is so enacted.

Respectfully submitted,

STONE,
WOODRUFF,
SMALL,
DUGGAN,
RAWLINGS,

On the part of the Senate;

PATTERSON,
ROGERS of Ochiltree,
KAYTON,

On the part of the House.

Mr. Kayton moved that the report be laid on the table subject to call.
The motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, May 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has failed to suspend the constitutional rule, and place on third reading, House Bill No. 5 by the following vote: Yeas, 15; nays, 12.

The Senate has concurred in House amendments to Senate Concurrent Resolution No. 84 by a viva voce vote.

The Senate has concurred in House amendments to Senate Bill No. 171 by the following vote: Yeas, 30; nays, 0.

The Senate has adopted

S. C. R. No. 82, Relative to the appointment of a Poet Laureate for a period of two years from such appointment.

Senators Purl and Rawlings have resigned from the conference committee considering the differences between the two Houses on Senate Bill No. 338. Senators Poage and DeBerry have been appointed on the part of the Senate in lieu of the Members who resigned.

The Senate has adopted conference committee report on House Bill No. 555 by the following vote: Yeas, 30; nays, 0.

Respectfully,
BOB BARKER,
Secretary of the Senate.

REASON FOR VOTE

In the House Journal of yesterday, I see my vote is recorded as "yea" on the motion of Mr. Butler to concur in the Senate amendments to House Bill No. 832. My intention was to vote "nay," and I suppose my machine failed to register the second punch.

TOWNSEND.

BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolution:

H. B. No. 783, "An Act repealing Article 5565, of the 1925 Revised Civil Statutes of Texas, and declaring an emergency." (Relative to appointment of gin inspectors.)

H. B. No. 940, "An Act granting the Board of Control, with the Governor's approval, the right and power to sell not more than ten (10) acres of the land owned by the Gilmer State Orphanage; and declaring an emergency."

H. B. No. 958, "An Act authorizing any governmental agency and/or municipality of the State of Texas heretofore authorized to borrow money from the Reconstruction Finance Corporation under Acts of the Forty-third Legislature and prior Acts to also borrow money in accordance with the provisions of the several Acts of the Forty-third Legislature and prior Acts from any other Federal agency now or to be hereafter created, and declaring an emergency."

S. B. No. 209, "An Act amending Article 3883, of the Revised Civil Statutes of 1925, as amended by the Acts of the Forty-second Legislature, Chapter 340; fixing the maximum annual fees of office authorized to be retained by certain district, county, and precinct officers named herein; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 504, "An Act to prevent fraud and deception in the sale, and offering for sale, of rebuilt electric storage batteries; and prescribing penalties for the violation thereof."

S. C. R. No. 84, Authorizing certain corrections in Senate Bill No. 209.

RELATIVE TO LOBBYING

Mr. Long offered the following resolution:

Whereas, The Legislature and the people of Texas have experienced and heard of a great deal of lobbying that has been done at this session of the Legislature; and

Whereas, The Legislature and the people of Texas have heard discussed practically all lobbyists, except the departmental lobbying; and

Whereas, Since the Legislature has been in session, it seems that certain Members of the Legislature have been able to procure jobs for their kin folk, both blood and by marriage; and

Whereas, Since House Bill No. 213 was killed by this most effective manner of lobbying; and

Whereas, This state of affairs is a reflection upon every Member of the Texas Legislature, and especially those who have not secured jobs for some of their relations; and

Whereas, It is generally understood that the Railroad Commission of Texas used this most effective way of lobbying, and placed upon their pay roll kin folk of several Members of the Texas Legislature; and

Whereas, It is essential that this Legislature uphold its dignity and honor, and to show that this Legislature does not approve of such unworthy tactics.

Whereas, It is generally understood that the grand jury of Travis County will, on next week, start an investigation into the lobbying activities that have occurred during this Legislature. Now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That we request the Travis County grand jury to also investigate the lobbying activities of the Railroad Commission of Texas in granting jobs to relatives of the Members of this Legislature and to friends of the Members of the Legislature, and to take whatever action is necessary to correct the above evil referred to.

LONG,
LATHAM,
DUNAGAN,
WINNINGHAM,
HOLLOWAY,
ALSUP.

The resolution was read second time.

HOUSE BILL NO. 91 WITH SENATE AMENDMENTS

Mr. Steward called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 91, A bill to be entitled "An Act fixing the salary of the official court reporter in each judicial district composed of one county only, and in which county there is only one district court; and also in each judicial district composed of two or more counties; and also in each judicial district composed of one county, which county composes also a portion of another judicial district, etc., and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Steward, the House concurred in the Senate amendments.

CONFERENCE COMMITTEE RE-
PORT ON SENATE BILL
NO. 338

Mr. Good submitted the following conference committee report on Senate Bill No. 338:

Committee Room,
Austin, Texas, May 27, 1933.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: We, your conferees, appointed to adjust the differences between the House and Senate on

S. B. No. 338, A bill to be entitled "An Act amending Articles 6205, 6208, 6226, and re-enacting Articles 6214, 6220, and 6221, providing for the payment of pensions to indigent Confederate soldiers or sailors and their widows; providing for the payment of such pensions to indigent Confederate soldiers or sailors and indigent widows of Confederate soldiers or sailors who have been bona fide residents of this State since January 1, 1921, and who were married to such Confederate soldiers or sailors prior to January 1, 1915, and who lived with such Confederate soldier or sailor continuously in this State for at least ten (10) years prior to January 1, 1931, or one year prior to January 1, 1885, and immediately prior to the death of such soldier or sailor; and providing that no widow born since January 1, 1865,

shall be entitled to a widow's pension; providing for maximum and minimum amounts to be paid; providing further that a widow entitled to a pension under this Act but who remarried a man other than such Confederate soldier or sailor shall not be entitled to a pension, but shall not be barred from receiving a pension under certain circumstances; establishing certain application requirements, and defining 'indigency'; making a provision for striking from the rolls the name of any person who has been granted a pension through fraud or perjury, or who has acquired property, or annuity, emolument, or favor; repealing all laws or parts of laws in conflict herewith; and declaring an emergency,"

Beg leave to report that the differences have been adjusted, and we recommend the adoption of the accompanying committee substitute bill.

Respectfully submitted,

MOORE,
WOODUL,
POAGE,
DeBERRY,

On the part of the Senate;

GOOD,
VAUGHAN,
FUCHS,
RENFRO,

On the part of the House.

On motion of Mr. Good, the report was adopted.

REPORT OF THE COMMITTEE IN REGARD TO REDUCTION OF
STATE APPROPRIATIONS

On motion of Mr. Kayton, the following was ordered printed in the Journal:

Committee Room,
Austin, Texas, May 31, 1933.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke Stevenson, Speaker of the House of Representatives.

Sirs: In compliance with Senate Resolution No. 67, we, the undersigned, submit to the Regular Session of the Forty-third Legislature a summary of the general appropriations passed this Session.

We move that same be printed in the Journals of both the Senate and the House as of the last day.

We take this opportunity of thanking all those employes of the Senate and House Committees whose efforts made this work possible.

Comparative Report of Appropriations
Made by
Forty-second and Forty-third Legislatures
May 31, 1933

Walter C. Woodward, Chairman;
J. W. E. H. Beck,
John S. Redditt,
H. Grady Woodruff,
T. J. Holbrook,
Senate Committee;

Harold Kayton, Chairman;
W. M. Harman,
Will H. Scott,
R. H. Good,
O. F. Chastain,
House Committee.

JUDICIARY

	Combined Totals		Difference	% of reduction
	1932 1933	1934 1935		
Court of Civil Appeals—				
First District, Galveston.....\$	59,040	\$ 45,580	\$ 13,460	22.78
Second District, Fort Worth....	58,629	45,630	12,999	22.17
Third District, Austin.....	57,640	45,180	12,460	21.62
Fourth District, San Antonio....	58,840	45,450	13,390	22.76
Fifth District, Dallas	58,340	45,450	12,890	22.09
Sixth District, Texarkana	58,540	45,450	13,090	22.36
Seventh District, Amarillo	58,440	45,380	13,060	22.35
Eighth District, El Paso.....	58,640	45,450	13,190	22.49
Ninth District, Beaumont	57,740	45,450	12,290	21.29
Tenth District, Waco	58,840	45,450	13,390	22.76
Eleventh District, Eastland....	60,240	45,450	14,790	24.55
Supreme Court	91,980	82,960	9,020	9.81
Commission of Appeals (A and B) Supreme Court aid.....	100,440	78,640	21,800	21.70
Court of Criminal Appeals.....	88,120	65,490	22,630	25.68
Commission of Appeals, aid to Court of Criminal Appeals....	35,440	27,480	7,960	22.46
State's Attorney Court of Crimi- nal Appeals	11,670	10,110	1,560	13.36
Judiciary of Comptroller's De- partment	4,726,936	3,148,075	1,578,861	33.40
Totals.....	\$5,699,515	\$3,912,675	\$1,786,840	31.35

ELEEMOSYNARY

	Combined Totals		Difference	% of re- duction
	1932 1933	1934 1935		
Abilene State Hospital	\$ 600,260	\$ 466,684	\$ 133,576	22.25
Alabama and Coushatti Indians..	21,600	13,560	8,040	37.22
Austin State Hospital	1,124,744	970,148	154,596	13.74
Austin State School	677,255	556,812	230,443	34.03
Colored Orphans Home	58,320	36,760	21,560	37.00
Confederate (Men's) Home.....	364,600	173,506	191,094	52.41
Confederate Women's Home....	128,450	82,664	45,786	35.65
Dallas State Hospital	39,500	.....	39,500	....

	Combined Totals		Difference	% of reduction
	1932 1933	1934 1935		
Deaf, Dumb, and Blind Home for Colored	198,320	126,384	71,936	36.27
Galveston State Psychopathic Hospital	123,980	123,160	820	.66
Girls' Training School	195,385	148,832	46,553	23.83
Home for Dependent and Neglected Children	227,699	179,488	48,211	21.17
Hospital for Crippled and Deformed Children	52,528	38,580	13,948	26.55
Juvenile Training School	468,800	310,180	158,620	33.83
Orphans Home	554,999	372,926	182,073	32.81
Rusk State Hospital	1,093,139	751,132	342,007	31.29
San Antonio State Hospital	1,200,120	963,024	237,096	19.75
Terrell State Hospital	1,000,420	853,648	146,772	14.67
Tuberculosis Sanatorium	863,380	589,996	273,384	31.66
Wichita Falls State Hospital	1,028,950	805,861	223,089	21.68
School for Blind	278,030	191,625	86,405	31.08
School for Deaf	485,902	360,714	125,188	25.76
Totals	\$10,786,383*	\$8,005,684	\$2,780,699	25.78

* \$2.00 difference due to odd cents.

DEPARTMENTAL

	Combined Totals		Difference	% of reduction
	1932 1933	1934 1935		
Adjutant General	\$1,035,466	\$ 625,450	\$ 410,016	39.61
Agriculture	340,840	223,280	117,560	34.49
Attorney General	310,339	235,360	74,979	24.16
Auditor	203,400*	83,210	120,190	59.09
Banking	341,752	200,540	141,212	41.32
Barber Examiners	78,300	80,200	1,900†	†2.43
Board of Control	505,974	388,575	117,399	23.23
Board of Health	522,618	377,660	144,958	27.88
Board of Insurance Commissioners	651,167	535,550	115,617	17.75
Board of Medical Examiners	12,148*	22,340	10,192†	*. . . .
Board of Mineral Development	59,999	. . . .	59,999	. . . .
Board of Pardons	32,600	23,220	9,380	28.77
Board for Lease of University Lands . . . . .	. . . .	2,960	2,960†	. . . .
Board of Water Engineers	150,548	77,340	73,208	48.63
Bureau of Labor Statistics	68,600	58,040	10,560	15.39
Comptroller	828,390	661,524	166,866	20.14
Department of Education	155,540	128,560	26,980	17.35
Board of Education	20,700	16,100	4,600	22.22
Vocational Education	744,818	578,140	166,678	22.38
Executive Department	81,610	62,328	19,282	23.63
Game, Fish, and Oyster	835,047*	187,300*	647,747*	*. . . .
General Land Office	236,700	238,110*	1,410†	†.60
Highway Department	2,132,640	1,361,300	771,340	36.17
Industrial Accident Board	115,130	98,860	16,270	14.09
Library and Historical Commission	72,160	49,300	22,860	31.68
Live Stock Sanitary Commission	1,118,240	810,840	307,400	27.49
Prison System	3,770,380	3,103,540	666,840	17.69

	Combined Totals		Difference	% of reduction
	1932 1933	1934 1935		
Railroad Commission	1,145,886	909,430	236,456	20.64
Reclamation	84,700	63,300	21,400	25.25
Secretary of State	157,720	105,850	51,870	32.88
State Tax Board	11,178	9,318	1,860	16.64
State Park Board and State Parks	41,205	20,395	20,810	50.50
Commission for Blind .....	.....	16,350	16,350†	....
Treasury Department	251,634	140,530	111,104	44.00
Treasury Department, Special ..	50,000	28,000	22,000	44.00
Board of County and District Road Bond Indebtedness.....	25,000*	50,000	25,000†	....
Totals.....	*\$16,192,436	\$11,572,800	\$4,619,636	28.53

† Increase.

Note 1—(Auditor) Oil and Gas Royalty Auditing Division transferred to Land Office.

Note 2—(Medical Examiners) Appropriation for 1932-33 covers only fraction of biennium.

Note 3—(Game, Fish, and Oyster) Not susceptible of comparison because 1932-33 appropriations include expenditures under rider authority.

Note 4—(Road Bond Indebtedness) 1932-33 appropriations made for 1933 only.

Note 5—(Totals) \$7.00 difference due to odd cents being eliminated.

EDUCATIONAL

	Combined Totals		Difference	% of reduction
	1932 1933	1934 1935		
A. & M. College—				
Main Building	\$1,653,590	\$1,133,042	\$ 520,548	31.48
Experimental Stations	683,982	480,522	203,460	29.75
Extension Service	530,758	398,070	132,688	25.00
Rodent Control	27,600	20,700	6,900	25.00
Firemen's School .....	.....	8,000	8,000†	....
Texas Forest Service	129,610	156,478	26,868†	†20.73
Prairie View Normal	403,410	263,394	140,016	34.71
John Tarleton Agricultural Col- lege	455,990	320,643	135,347	29.65
Library Assistant .....	.....	2,160	2,160†	....
North Texas Junior Agricultural College	345,480	225,782	119,698	34.65
University of Texas—				
Main University	2,633,350	1,862,146	771,204	29.28
Extramural	287,500	184,200	103,300	35.93
Medical School	477,160	345,325	131,835	27.63
College of Mines	217,880	212,742	5,138	2.36
Texas College for Women (C. I. A.)	752,550	524,135	228,415	30.35
Texas College of Arts and Indus- tries	316,890	226,542	90,348	28.51
Texas Technological	890,600	633,875	256,725	28.83
North Texas Teachers College..	713,400	525,044	188,356	26.40
Sam Houston Teachers College..	469,810	286,697	183,113	38.99
Southwest Texas Teachers Col- lege	484,500	322,639	161,861	33.41

	Combined Totals		Difference	% of reduction
	1932 1933	1934 1935		
Stephen F. Austin Teachers College	377,640	261,783	115,857	30.68
Sul Ross Teachers College	260,995	149,019	111,976	42.90
East Texas Teachers College	480,000	381,989	98,011	20.42
West Texas Teachers College	514,824	282,544	232,280	45.11
State Board of Education . . . . .	.....	10,097	10,097†	....
Claim of Annie C. Cook . . . . .	.....	2,400	2,400†	....
State Comptroller, University of Texas	70,178	.....	70,178	....
Totals	\$13,177,698	\$9,219,968†	\$3,957,730	30.03

† Increase.

* Difference in addition due to odd cents.

Miscellaneous Appropriations—Regular Session
Forty-second Legislature

Bill No.	Purpose	Amount
S. B. 12	Contingent expense, 42nd Legislature	\$ 50,000.00
S. B. 11	Mileage and per diem, 42nd Legislature	200,000.00
S. B. 75	Deficiency, fiscal year ending August 31, 1931	162,725.00
H. B. 399	Summer school, year ending August 31, 1931	254,000.00
H. B. 1053	Cigarette Stamp Tax	71,092.14
H. B. 29	Fort Parker Monument	1,500.00
S. B. 583	Miscellaneous claims, Treasury Department	883.58
S. B. 415	Rural aid	145,000.00
S. B. 621	Ranger Force, miscellaneous	6,400.00
S. B. 621	Auditor's Department	2,100.00
S. B. 614	Tuberculin tests for cattle	10,000.00
H. B. 398	Emergency, State Government	626,299.74
S. B. 626	Emergency, Comptroller	115,000.00
H. B. 397	Deficiency, Judiciary	79,972.26
S. B. 624	Mileage and per diem, 42nd Legislature	119,368.36
S. B. 103	Control and prevention of malaria	7,208.35
S. B. 525	Contingent expense, 42nd Legislature	50,000.00
S. B. 524	Mileage and per diem, 42nd Legislature	200,000.00
S. B. 263	Rural school aid	5,000,000.00
S. B. 367	Frost Independent School District	14,727.00

Constitutional Amendment Publication—

S. J. R. 26	\$ 3,000.00	
H. J. R. 24	5,000.00	
H. J. R. 12	10,000.00	
H. J. R. 1	5,000.00	
H. J. R. 5	5,000.00	
H. J. R. 26	5,000.00	
H. J. R. 6	5,000.00	
H. J. R. 21	5,000.00	
S. J. R. 28	5,000.00	48,000.00

First Called Session

Bill No.	Purpose	Amount
H. B. 1	Mileage, per diem, and contingent	150,000.00
H. B. 75	Mileage, per diem and contingent	50,000.00

Second Called Session

Bill No.	Purpose	Amount
H.B. 1	Mileage, per diem and contingent.....	50,000.00
S.B. 37	Sand and shell tax refunds.....	52,676.81
S.B. 8	Valentine Independent School District.....	2,500.00
H.B. 76	Mileage, per diem and contingent.....	50,000.00

Third Called Session

Bill No.	Purpose	Amount
H.B. 1	Mileage, per diem and contingent.....	50,000.00
S.B. 12	Brazoria County School District.....	18,750.00
S.B. 11	West Columbia School District.....	13,775.00
H.B. 87	Mileage, per diem and contingent.....	50,000.00
H.B. 62	Needville Independent School District.....	1,500.00

Fourth Called Session

Bill No.	Purpose	Amount
H.B. 1	Mileage, per diem and contingent.....	50,000.00

Total miscellaneous appropriations not shown in
budget \$7,703,477.81

Miscellaneous Appropriations—Regular Session

Forty-third Legislature

Bill No.	Purpose	Amount
S.B. 3	Contingent expense	\$ 50,000.00
S.B. 2	Mileage and per diem	200,000.00
S.B. 169	Per diem, district attorneys	106,800.00
H.B. 415	Agricultural Department emergency	7,500.00
S.B. 16	Pay of Presidential electors	1,500.00
S.B. 70	Taxes of Sugarland Independent District.....	3,843.00
S.B. 256	Salaries of special district judges.....	6,967.74
H.B. 479	Salaries of special district attorneys.....	8,226.66
S.B. 136	Sand and shell tax refund.....	28,938.08
S.B. 441	Contingent expense	50,000.00
S.B. 442	Mileage and per diem	200,000.00
S.B. 95	Governor's deficiencies	200,000.00
S.B. 248	Live Stock Sanitary Commission	49,000.00
S.B. 268	Taxes on Prison lands	16,317.00
H.B. 897	Relief Commission	100,000.00
S.B. 234	Taxes, Fort Bend County	12,012.79
S.B. 265	Taxes, Brazoria School District	1,170.20
S.B. 287	Taxes, Freeport School District	1,332.42
S.B. 251	Armory rentals	67,360.62
S.B. 557	Contingent expense	25,000.00
S.B. 558	Mileage and per diem	100,000.00
S.B. 553	Publishing laws, postage	15,500.00
H.B. 256	Rural aid	6,000,000.00
S.B. 242	Rural aid, deficiency	1,620,041.00
S.B. 100	Comptroller's deficiency certificates	211,729.66
S.B. 468	Vault rental	566.65
H.B. 919	Miscellaneous claims	750,000.00
S.B. 472	Summer schools	221,750.00
	Constitutional amendments	50,000.00

Total.....\$10,105,556.00

Summary

	Combined Totals		Difference	% of reduction
	1932 1933	1934 1935		
Judicial	\$ 5,699,515	\$3,912,675	\$1,786,840	31.35
Eleemosynary	10,786,383	8,005,684	2,780,699	25.78
Departmental	16,192,436	11,572,800	4,619,636	28.53
Educational	13,177,698	9,219,968	3,957,730	30.03
Total, four major appropriations*	\$45,856,032	\$32,711,127	\$13,144,905	28.67
Miscellaneous appropriations	7,703,478	10,105,556	2,402,078*	*31.18
Grand totals	\$53,559,510	\$42,816,683	\$10,742,827	20.06

* The sums shown for the 1932-1933 appropriations for the four major bills are the figures used in the Board of Control's Seventh Biennial Budget.

Respectfully submitted,

WOODWARD,
BECK,
REDDITT,
WOODRUFF,
HOLBROOK,

KAYTON,
HARMAN,
SCOTT,
GOOD,
CHASTAIN,

On the part of the Senate; On the part of the House.

INVITING THE HON. J. MANLEY HEAD TO SING

Mr. Griffith offered the following resolution:

Whereas, One of the Members of this House of Representatives, namely, Mr. J. M. Head, is a singer of much ability; and

Whereas, Mrs. Jones, wife of our fellow Representative, Mr. Walter Jones, is a musician and accompanist; and

Whereas, The House of Representatives, in their untiring efforts in behalf of this great commonwealth, have not found the time heretofore of hearing this song bird of the Forty-third; and

Whereas, The House of Representatives adopted the conference report to adjourn sine die Thursday at noon, June 1, 1933; and

Whereas, There should be an appropriate farewell program of endearment as we say good-by; therefore, be it

Resolved by the House of Representatives, That Mr. Head, to be accompanied at the piano by Mrs. Jones, be invited to sing in the House of

Representatives at 11 o'clock, June 1, 1933, and, after said song, or songs, Mr. Head be requested to lead in community singing: "God Be With Us 'Till We Meet Again."

The resolution was read second time, and was unanimously adopted.

TO SUSPEND CERTAIN JOINT RULE

Mr. Moffett offered the following resolution:

H. C. R. No. 113, to suspend certain Rule.

Be it resolved by the House of Representatives, the Senate concurring, That Joint Rule XI, prohibiting the consideration of any bill within the last twenty-four hours of the session, be, and the same is hereby, suspended, so far as Senate Bill No. 513, now pending in the House, which has for its purpose the permitting of the owner of the property upon which taxes are due, to get some other person to pay the taxes and have the tax lien transferred to said other person, is concerned.

MOFFETT,
TENNYSON.

The resolution was read second time, and was lost.

TO SUSPEND CERTAIN JOINT RULE

Mr. Ross offered the following resolution:

H. C. R. No. 114, To suspend certain Rule.

Whereas, House Bill No. 953, being a bill only affecting two counties, has passed the House, and is now pending in the Senate, and it is important that said measure be passed; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Joint Rules of the House and Senate relating to the Twenty-four-hour, Forty-eight-hour, and Seventy-two-hour Rules, be, and the same are hereby, suspended, so that the Senate may take up and consider said bill.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, May 31, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has refused to adopt Senate Concurrent Resolution No. 85, relating to suspension of Joint Rule XI, the Twenty-four-hour Rule. The motion to reconsider failure to adopt was tabled.

The Senate has adopted conference committee report on Senate Bill No. 338 by the following vote: Yeas, 14; nays, 13.

Respectfully,

BOB BARKER,
Secretary of the Senate.

TO SUSPEND CERTAIN JOINT RULE

Mr. Chastain offered the following resolution:

H. C. R. No. 115, To suspend certain Rule.

Be it resolved by the House of Representatives, the Senate concurring,

That the Joint Rules of the House and Senate be suspended to permit the Senate to take up and consider House Bill No. 484, which has been favorably reported, and is now on the desk of the President of the Senate.

The resolution was read second time, and was lost.

NOTICE GIVEN

Mr. Kayton gave notice that he would, on tomorrow, call from the table the conference committee report on Senate Bill No. 259.

ADJOURNMENT

Mr. Reed of Bowie moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

Mr. Moore moved that the House recess to 9 o'clock a. m., tomorrow.

The motion of Mr. Reed of Bowie prevailed, and the House, accordingly, at 6 o'clock p. m., adjourned until 9:30 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolution, as follows:

Appropriations: Senate Bill No. 574.

Counties: Senate Bill No. 355.

State Affairs: House Bill No. 960, and House Concurrent Resolution No. 108.

Conservation and Reclamation: Senate Bill No. 546.

REPORT OF THE COMMITTEE ON JUDICIARY

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: We, your Committee on Judiciary, to whom was referred the message of the Governor, and telegram from Senator Morris Sheppard, sug-

gesting modification of our anti-trust laws, have had same under consideration, and beg leave to report that, in view of the fact that the Congress has not enacted the proposed legislation, and the exact nature of the suggested bill is not fully understood, and even our own Senators have not agreed thereon, and that, in our judgment, our anti-trust laws should not be repealed or modified to the extent suggested in said message and said telegram, your committee recommends that no further action be taken on the matters by the House at this time.

Respectfully submitted,

COMMITTEE ON JUDICIARY,

(Signed) Goodman, Chairman.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 856, A bill to be entitled
"An Act to amend Acts, 1932, Forty-
second Legislature, Third Called Ses-
sion, page 15, Chapter 13, Section 6,
relating to the allocation of funds
from the gasoline tax, so as to in-
crease the amount allotted to the
Available Public School Fund; and
declaring an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 248, A bill to be entitled
"An Act to amend Article 5160, of
the Revised Civil Statutes of Texas
of 1925, as amended by the Acts of
the Fortieth Legislature of 1927,
First Called Session, page 114, Chap-
ter 39, Section 1, and as amended
by the Acts of the Forty-first Legis-
lature of 1929, page 481, Chapter 226,
Section 1, providing for more ade-
quate regulation in connection with
bonds where contracts are entered

into with the State or any of its po-
litical subdivisions or any municipal-
ity thereof for the prosecution of any
public work; requiring the filing of
statements of indebtedness by con-
tractors; establishing and fixing the
liability of contractors and their
bondsmen; providing for the further
establishment and fixing of such lia-
bility and obligation; providing for
proof of payment of indebtedness and
compliance with the provisions of this
Act; fixing a penalty, and declaring
an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 501, A bill to be entitled
"An Act to amend Sections 2 and 3,
of Chapter 91, of the Acts of the
Thirty-seventh Legislature, being an
Act 'defining live stock commission
merchants; requiring such merchants
to give bond; providing for the re-
newal of such bond; the approval and
recording of the same; imposing pen-
alties for pursuing the occupation of
a live stock commission merchant
when bond has not been made or re-
newed, or when there has been an in-
tentional breach of said bond, or for
making materially false statements
in the application relative to fixing
the amount of the bond; requiring re-
mittances of the proceeds of stock
sold by such commission merchant to
be made to the parties rightfully en-
titled thereto within forty-eight hours
after such sale has been made, and
prescribing penalty for failure to so
remit; prohibiting the appropriation
or use for any purpose by such live
stock commission merchant of net
proceeds of live stock sold by such
live stock commission merchant, and
prescribing penalty for so appropri-
ating or using, requiring the posting
of a certified copy of the bond in
some conspicuous place in the office
of the principal place of business of
said live stock commission merchant,
and further providing that the amount
of said bond shall be shown on the
business letterheads, and/or station-
ery of said live stock commission mer-

chant, and prescribing penalty for failure so to do; providing for suits upon said bond, and fixing the venue thereof; repealing laws in conflict herewith, and especially the Act of the Thirty-third Legislature, Chapter 49, Regular Session, page 93, and declaring an emergency,' so as to provide in such Sections 2 and 3 that all persons executing the bond therein provided for shall be required to exhibit such bond to any person with whom such person does business when called upon so to do; and providing that unless such exhibit is made stockyard owners shall not be required to furnish facilities for the transaction of commission business to such merchant; and changing the minimum amount of bond required of commission merchants from the sum of \$20,000 to the sum of \$10,000; providing penalties, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 861, A bill to be entitled "An Act ratifying and confirming a compact entered into by and between representatives of the State of Texas and the State of New Mexico, authorized by Act of the Regular Session of the Forty-second Legislature, and approved by the Governor on May 27, 1931, as shown in Chapter 251, Acts of the Forty-second Legislature,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 485, A bill to be entitled "An Act requiring the State Board of Control, or other agencies of the State of Texas, having under its jurisdiction, buildings and the construction and design of buildings to be owned by the State of Texas, to em-

ploy an architect or engineer on all construction of any public buildings costing more than five thousand dollars (\$5,000); residence requirements of such architect or engineer; compensation of such; providing for competitive bids and the advertisement of bids on all such work; the manner of advertising same and the letting of contracts in reference thereto; providing for the furnishing of bond by the contractors; providing for residence qualifications of such bidders; providing for exceptions; and that this Act shall not apply when in conflict with the United States aid or regulations and not to apply to work of State Highway Department of Public Highways; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, May 30, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 924, A bill to be entitled "An Act amending Article 7256, of the 1925 Revised Civil Statutes of Texas, so as to provide that in all counties containing a city other than the county seat, in excess of 7,000 inhabitants, according to the 1930 decennial census, the tax collector, with the consent and approval of the commissioners court of said county, may appoint a deputy tax collector in such town or city, who shall have the right to issue valid receipts for all taxes collected by him, and to collect a fee of twenty-five cents from each person who pays his taxes to said deputy, and to whom said deputy issues a receipt; providing that no person shall be charged over twenty-five cents for paying his taxes to said deputy; providing that said deputy shall enter into such bond payable to the county judge of the county, in such amount as the tax collector and commissioners court may require; and further providing, that said tax collector shall likewise remain liable on his bonds for all such taxes collected; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

REPORT OF THE COMMITTEE ON
ENROLLED BILLS

Committee Room,
Austin, Texas, May 31, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 896, "An Act amending
Article 7005, of the Revised Civil Stat-
utes of Texas, as amended by Acts of
1933, Forty-third Legislature, House
Bill No. 253, including the Counties of
Bailey, Garza, Jim Hogg, Matagorda,
Nueces, and Parmer in the list of
counties exempt from the provisions
of Title 121, and all laws regulating
the inspection of hides and animals;
and declaring an emergency,"

Has carefully compared same, and
finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, May 31, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 256, "An Act appropri-
ating three million dollars (\$3,000,-
000) per year, or so much thereof as
may be necessary, for the next two
(2) fiscal years for the purpose of
promoting the public school interests
of rural schools and equalizing the
school opportunities afforded by the
State to all children of scholastic age
living in small and financially weak
districts, attaching conditions, regu-
lations, and limitations relative there-
to, authorizing aid to such schools in
accordance with the conditions herein
specified; providing for the mainte-
nance of all rural schools which meet
the requirements of this Act a term
of a certain length; providing assist-
ance for rural schools that will afford
instruction and demonstration in home
and farm vocations; providing assist-
ance in the formation and maintenance
of rural high school districts accord-
ing to a plan; providing for the use
of an amount not to exceed a certain
sum for the payment each year of the
biennium of high school tuition for
rural school pupils according to the
provisions of Chapter 181, of the Gen-
eral Laws of the Fortieth Legislature,
Regular Session, as amended by Sen-

ate Bill No. 10, passed at the First
Called Session of the Forty-first Leg-
islature, and further amended by Sen-
ate Bill No. 41, Chapter 20, passed at
the First Called Session of the Forty-
second Legislature; providing for the
payment of transportation aid under
certain conditions; providing for pen-
alties for violation of any of the pro-
visions of this Act; providing for the
administration of the funds appropri-
ated herein by the State Board of
Education and the State Superintend-
ent of Public Instruction; providing
for the manner of payment and dis-
bursement of all moneys granted
under the provisions of this Act; en-
acting other provisions necessary and
incidental to the provisions of this
Act; declaring the rule in event any
provision of this Act is unconstitu-
tional or invalid; repealing all laws
and parts of laws in conflict here-
with; and declaring an emergency,"

Has carefully compared same, and
finds it correctly enrolled.

MORRISON, Vice-Chairman.

SEVENTY-THIRD DAY

(Thursday, June 1, 1933)

The House met at 9:30 o'clock a. m.,
pursuant to adjournment, and was
called to order by Speaker Stevenson.

The roll was called, and the follow-
ing Members were present:

Mr. Speaker.	Coombes.
Adamson.	Cowley.
Aikin.	Crossley.
Alexander.	Daniel.
Alsup.	Davidson.
Anderson	Dean.
of Bexar.	Devall.
Anderson	Dunlap.
of Johnson.	Dunagan.
Baker.	Duvall.
Barrett.	Dwyer.
Barron.	Engelhard.
Beck.	Fain.
Bedford.	Few.
Bourne.	Ford.
Bradley.	Fuchs.
Burns.	Glass.
Calvert.	Golson.
Camp.	Good.
Canon.	Goodman.
Cathey.	Graves.
Caven.	Greathouse.
Celaya.	Griffith.
Chastain.	Haag.
Clayton.	Hankamer.
Colson.	Harman.